

SEC. 5310.00. DOG, CAT, FARM, AND WILD ANIMAL REGULATIONS AND LICENCES.

Subd. 53 10.01 Definitions.

A. Dangerous Cat. "Dangerous cat" means any cat that has: 1) without provocation, inflicted substantial bodily harm on a human being on public or private property; or 2) killed a domestic animal without provocation while off the owner's property; or 3) been found to be potentially dangerous, and after the owner has notice that the cat is potentially dangerous, the cat aggressively bites, attacks, or endangers the safety of humans or domestic animals.

B. Dangerous Dog. "Dangerous dog" means any dog that has: 1) without provocation, inflicted substantial bodily harm on a human being on public or private property; or 2) killed a domestic animal without provocation while off the owner's property; or 3) been found to be potentially dangerous, and after the owner has notice that the dog is potentially dangerous, the dog aggressively bites, attacks, or endangers the safety of humans or domestic animals.

C. Farm Animals. "Farm Animals" means cattle, horses, mules, sheep, goats, swine, ostriches, and ponies, and other mammals that are typically or customarily kept for purposes of agriculture and farm animal husbandry.

D. Owner. "Owner" means any person, firm, corporation, organization, or department possessing, harboring, keeping, having an interest in, or having care, custody, or control of an animal.

E. Potentially Dangerous Cat. "Potentially dangerous cat"(1) when unprovoked, inflicts bites on a human or domestic animal on public or private property; or (2) when provoked, chases or approaches a person upon the streets, sidewalks, or any public property in an attitude of attack; or (3) has a known propensity, tendency, or disposition to attack unprovoked, causing injury or otherwise threatening the safety of human or domestic animals.

F. Potentially Dangerous Dog. "Potentially dangerous dog" means any dog that: (1) when unprovoked, inflicts bites on a human or domestic animal or public or private property; or (2) when unprovoked, chases or approaches a person upon the streets, sidewalks, or any public property in an apparent attitude of attack; (3) has a known propensity, tendency, or disposition to attack unprovoked causing injury or otherwise threatening the safety of human or domestic animals.

G. Poultry. "Poultry" means chickens, ducks, geese, pigeons, guinea hens, honey bees and turkeys.

H. Proper Enclosures. "Proper enclosures" means securely confined indoors or in a securely enclosed and locked pen or structure suitable to prevent the animal from escaping and providing protection from the elements for the animal. A proper enclosure does not include a porch, patio, or any part of a house, garage, or other structure that would allow the animal to exit of its own volition, or any house or structure in which windows are open or in which door or window screens are the only obstacles that prevent the animal from existing.

I. Run At Large. An animal is considered to be running at large if it is off the premises of its owner and the animal is not controlled, or the animal appears to have no owner.

J Substantial Bodily Harm. "Substantial bodily harm" has the meaning given it under Minnesota Statute 609.02, subdivision 7a.

K. Wild Animals. "Wild Animals" means and includes any mammal, amphibian or reptile of a species which, due to size, vicious nature, or other characteristic is inherently dangerous to human beings. Also includes exotic animals, meaning an animal species that are not native to the area. Examples of such wild animals include but are not limited to:

- (1) Any large cat of the family Felidae, such as lions, tigers, leopards, not including commonly accepted domesticated house cats.
- (2) Any member of the family Canidae, such as wolves, coyotes, dingoes, except domesticated dogs.
- (3) Any crossbreed such as crossbreeds between dogs and wolves, dogs and wolves, dogs and coyotes, but does not include crossbred domestic animals.
- (4) Any poisonous snake such as cobra or puff adder, any other snake or reptile which by size or other characteristic is dangerous to human beings.
- (5) Any skunk, raccoon, or fox, unless certified by a veterinarian to be free of rabies, and kept pursuant to a valid DNR permit, said certification to be obtained within seven (7) days of receipt of animal.
- (6) Any bear, ape, gorilla, monkey (except as exempted by this ordinance), or badger.
- (7) Any other animal or reptile that is commonly considered wild and not domesticated.

Subd. 5310.02. Dog and Cat License Requirement.

A~ All owners of dogs and cats which are more than three months of age are required to obtain a license for the dog or cat. It is unlawful for any owner of a dog or cat to fail to obtain a proper license therefore.

B. Dangerous Dogs: Registration. It shall be unlawful to own or possess a dangerous dog within the City limits which has not been registered with LeSueur County pursuant to M.S. 347.5 1.

Subd, 5310.03. **License Application.** Application for a dog or cat license shall be upon a form supplied by the City containing a certificate by a veterinarian, duly licensed to practice veterinary medicine within the State of Minnesota, which certificate shall state: (1) that the dog or cat for which application for license is made has been inoculated against rabies for at least the period for which a license is applied; and (2) whether the dog or cat has been spayed or neutered.

Subd. 5310.04. **Tag Requirement.** Owners of a dog or cat shall cause the animal to wear a collar and have a tag firmly affixed thereto evidencing the animal's license for the current year. The tag of any dangerous dog or cat shall comply with the provisions of subdivision 16 herein. A duplicate for a lost tag may be issued upon presentation of the receipt of the license fee for the current year, and upon payment of the fee as established by resolution of the Council for the issuance of a duplicate. Dog and cat licenses and tags shall not be transferable, and no refunds shall be made on any dog or cat licenses and tags because the owner or animal leaves the City or because of the death of the dog or cat before the expiration of the license. The following acts are unlawful: a)counterfeiting City tags; b) taking a tag legally placed upon a dog or cat by its owner; with the intent to place it upon another dog or cat; c) placing a tag issued for a particular dog or cat upon a dfferent dog or cat; d)possessing a dog or cat which has the tag for another dog or cat.

Subd. 5310.05. **Expiration of license.** AD dogs' licenses shall expire on April 30 of each year and all cat licenses shall expire on March 31 of each year.

Subd. 5310.06. **Fees and Costs.** Fees shall be charged for the following; 1)obtaining a licenses and tag or duplicates thereof, 2)impounding an animal; 3)daily maintenance of an impounded animal; 4)adoption; 5)disposal of the bodies of dead animals if done by the City. In addition, the owner shall also be responsible for any costs incurred for veterinarian services for impounded or quarantined animals. All fees shall be set by resolution of the Council, which resolution shall be kept on file in the office of the City Clerk and open to public inspection.

Subd. 5310.07. Wild and Exotic Animals Exceptions Permit Required.

A. Any persons desiring to keep an animal prohibited by this ordinance may apply for a temporary Conditional Use Permit from the City Council. Such permit may be issued for a period not to exceed thirty (30) days and shall apply specific conditions under which such animals shall be kept. No such permit shall be issued unless such prohibited animal is brought in to the city for entertainment, exhibition, or show purposes only, or by persons keeping animals for a public zoo as volunteers, docents, or otherwise (a public zoo or other institution engaged in a permanent display of animals, and bona fide research institution or veterinary hospital may be issued a permanent Conditional Use Permit providing acceptable zoning requirements are met).

B. Nonpoisonous snakes or snakes not prohibited by this ordinance, bird kept indoors, ferrets, hamsters, mice, rabbits, lizards, and similar small animals capable of being kept in cages continuously are also exempt and do not require a permit.

C. Handicapped persons may keep monkeys trained as personal helpers by Conditional use Permit subject to annual review.

D. Before issuance of any temporary or permanent Conditional Use Permit, the applicant shall provide the City of Cleveland with proof of insurance, including public liability insurance with limits of not less than \$1,000,000.00. The insurance shall provide coverage for liability resulting from the ownership or possession of the specific animal or animals being permitted.

Subd. 5310.08. Farm Animals and Poultry. it is unlawful for any person to keep, maintain, or harbor with the City of Cleveland any of the following animals:

A. Any animals or species prohibited by Minnesota Law.

B. Any farm animals or poultry, except in those portions of the City of Cleveland that are zoned for taxing purposes as Agricultural.

C. Any farm animals kept in a residential zoning district as a pet, including pigs, goats, cattle, horses, llamas, or ostriches.

Subd. 5310.09. Exemptions from Subdivision 8. Farm animals kept in a clinic for treatment by a licensed veterinarian shall not constitute a violation of this Ordinance.

Subd. 53 10. 10. Sanitation. The dog, cat, or wild animal owner or permit holder shall be responsible for the sanitation of the dog, cat, or wild animal whether on the owner's property, private property of others or public property.

A. Private Property. No owner or permit holder of a dog, cat, or wild animal shall permit the do& cat, or wild animal to urinate or defecate on the private property of another without the consent of the owner or other person in possession of the property. The permit holder or owner of a cat, dog, or wild animal shall remove any feces left by the animal and dispose of them in a sanitary manner. A dog, cat, or wild animal permit holder or owner shall clean, on a daily basis, any yard occupied by the animal or enclosure occupied by the animal, and any area in which the animal has been picketed so as to keep the surrounding area free from obnoxious odors.

B. Public Property. No person shall permit any dog, cat, or wild animal under their care to defecate upon any park or other public grounds, unless said person shall promptly clean up such waste and deposit the same in adequate sanitary facilities. The provisions of this subparagraph B do not apply to a Seeing Eye dog under the control of a blind person.

Subd. 53 10.11. **Limitation on Number of Dogs or Cats.** There are no limitations to the number of dogs or cats one owner may possess, so long as the animals are cared for in adherence to this ordinance.

Subd. 5310.12. **Animal Care.** The owner of the animal within the City of Cleveland shall provide said animal with sufficient, wholesome food and water, proper shelter and protection from weather, veterinary care when needed to prevent suffering, and with humane care and treatment. No owner of an animal shall abandon such animal to fend to itself in the wild.

Subd. 5310.13. **Abuse Prohibited.** No persons shall beat, torment, torture, or otherwise abuse an animal or cause or permit a fight.

Subd. 5310.14. **Animals in Motor Vehicles.** Unattended Dogs or Cats. A person may not leave a dog or a cat unattended in a standing or parked motor vehicle in a manner that endangers the dogs or cat's health or safety pursuant to Minnesota Statute 346.57, Subd. 1.

Subd. 5310.15. **Guard Dogs.** A person who uses a dog for security purposes within the City of Cleveland shall post a warning notice at the entrance of the premises.

Subd. 5310.16. **Resident occupant.** No person shall keep any number of dogs, cats or combination thereof at a location within the City except on a parcel or lot where there is a resident occupant, except for such locations which are (1) a City owned or operated dog pound, (2) a place of business of a licensed veterinarian, or (3) a kennel licensed by the Minnesota Board of Animal Health.

Subd. 5310.17. **Running at Large prohibited.** It is unlawful for a person who is the owner of a dog, cat, or wild animal to permit such animal to run at large; or to permit such animal onto the grounds of any City park or playground, whether at large or on a leash, unless the park is designated for dogs or cats by Council Resolution. The owner of any animal which is required to be quarantined pursuant to this section is subject to a penalty of 90 days in jail, a fine of \$700, or both if the animal is found to be running at large.

Subd. 5310.18. **Animal Noise.** It is unlawful for the owner of a dog, cat, or wild animal to suffer or permit such animal to disturb the peace and quiet of the neighborhood by excessive animal noise. Animal noise shall include, but is not limited to, barking, howling, whining, meowing and growling.

A. Definition. For purposes of this section, "disturb the Peace and quiet of the neighborhood by excessive animal noise" means any of the following:

1. The animal noise occurs at a time between 10:00 p.m. and 7:00 a.m. and can be heard from a location outside the building and premises where the animal is being kept, and the animal has made such noises intermittently for more than three (3) minutes with one minute or less lapse of time between each animal noise during the three minute period; or

2, The animal noise can be heard from a one block distance from the location of the building and premises where the animal has made such noises intermittently for more than three (3) minutes with one minute or less lapse of time between each animal noise during the three minute period; or

3. The animal noise can be heard from a location outside the building and premises where the animal is being kept, and the animal has made such noises intermittently for a period of at least five (5) minutes with one minute or less lapse of time between each animal noise during the five minute period.

B. Complaint. Any person may call or deliver a complaint to the Police Department stating facts and circumstances of a alleged violation of this Section. If after investigation of the complaint, the investigating officer has probable cause to believe there is a violation, all reports, witness statements and evidence may be submitted to the City Attorney for a formal complaint.

Subd. 5310.19. **Certain Animals Declared a Public Nuisance.** It is unlawful for a person, as owner or permit holder of a dog, cat, or wild animal to suffer or permit such an animal to be a public nuisance. Such animals may be impounded as provided in this section.. The following animals are declared to be a public nuisance:

A. Animals Which Chase Vehicles. Any animal which chases motor vehicles on public streets, or threatens, chases or attacks pedestrians, bicyclists or other persons on public property, public areas or private property other than the property owned or possessed by the owner of the animal is a public nuisance.

B. Attacking Animals. A dog, cat, or wild animal which attacks, wounds, injuries or kills any domestic animal or wildlife is a public nuisance.

C. Animal which Bite. A dog, cat, or wild animal which has bitten a person other than its owner or permit holder, or a member of its owners immediate family, is a public nuisance unless the bite was sustained by a person: 1) who was committing, at the time, a willful trespass or other tort upon the premises occupied by the owner of the animal; or 2) who was provoking, tormenting, abusing, or assaulted the animal; or 3) who was committing or attempting to commit a crime. Such animal shall be quarantined pursuant to Subdivision 19 of this Section.

D. Animals Running at Large. Any dog, cat, or wild animal found running at large within the City limits is a public nuisance. An animal running at large may be immediately destroyed by the Community Service officer or a Police officer if any of the following circumstances exist.

1. The animal has bitten a person and cannot be impounded after reasonable effort.
2. A police or community service officer has reason to believe that the animal cannot be impounded without a serious risk of harm to persons attempting to impound it.
3. The animal is within the City limits and is without a license tag and police or community service officers are unable to identify an owner.
4. A police or community service officer has reason to believe the animal has rabies or a similar disease which may endanger the health of other domestic animals or of human beings.
5. The police or community service officer reasonable believe that the animal may suddenly attack while a person is peacefully walking or riding, or that killing the animal is necessary to prevent injury to persons or property.

E. Control Required. The owner of a dog and/or cat within the city of Cleveland shall cause such animal to be kept under immediate control and in the custody of a person of sufficient age and maturity to adequately control the animal at all times while in public places including but not limited to school yards, playgrounds, park, or streets.

F. Animals Causing Damage on Premises of Another. Any animal which damages property of another without the other's consent is a public nuisance. No owner or permit holder of a dog, cat or wild animal shall permit the animal to damage the property of another without consent.

Subd. 5310.20. **Immobilization.** For the purpose of enforcement of this section any peace officer or community service officer may use a so-called tranquilizer gun or other instrument for the purpose of immobilization and catching a dog, cat, or wild animal.

Subd.. 5310.21. **Regulations of Potentially Dangerous and Dangerous**

Animals.

A- Notification of a potentially dangerous dog, cat, or wild animal, or dangerous dog, cat, or wild animal. Upon determination that a dog, cat, or wild animal is classified as a potentially dangerous or dangerous dog, cat, or wild animal, the Police Department shall give written notice to the owner or permit holder of such animal that the animal is classified as potentially dangerous or dangerous and furnish to the owner the regulation and requirements pertaining to the keeping of a potentially dangerous or dangerous animal. The owner shall also be served personally or through the U.S. mail, if such owner be known or can be ascertained with reasonable effort, but if the owner be unknown or cannot be ascertained, then the notice shall be posted in three public places, giving a description of the animal and stating where it is currently located.

B. Exemption. Dogs, cats, or wild animals shall not be declared dangerous if the threat, injury, or damage was sustained by a person; 1) who was committing, at the time, a willful trespass or other tort upon the premises occupied by the owner of the animal; or 2) who was provoking, tormenting, abusing, or assaulting the animal or who can be shown to have repeatedly, in the past, provoked, tormented, abused, or assaulted the animal; or 3) who was committing or attempting to commit a crime.

C. Law Enforcement; Exemption. The provision of this section do not apply to dangerous dogs used by law enforcement officials for police work.

D. Hearing. Any owner of a potentially dangerous or dangerous dog, cat, or wild animal may object to the classification and/or impoundment of such animal by signing and filing an objection with the Police Department within five days of service of the notification of classification or impoundment under this section. Failure to file an objection within five days makes the initial determination final. Within 20 days of the Police Department receiving such written objection, the City Council shall hold a public hearing or appoint an administrative officer to hear the objections of the owner. Upon conclusion of the hearing, the City may order; (1) the return of the animal to its owner with or without payment of impounding and maintenance fees; or (2) re-classify the animal as not dangerous, potentially dangerous, or dangerous; or (3) sustain the classification and/or the impoundment of the animal and order payment of the impound fees, maintenance fee and costs of disposal, if any; or (4) if the animal has been

improperly disposed of, payment to the owner of the reasonable value of the animal. The owner shall be given written notification of the decision within five (5) days of adoption of a decision by the City Council. The decision of the City Council shall be final.

E. Potentially Dangerous Dogs and Cats; Regulations.

1. The owner of a potentially dangerous dog or cat shall not permit the dog to go unconfined.
2. The owner of a potentially dangerous dog or cat shall not permit the animal to go beyond the premises of the owner unless the animal is securely muzzled and restrained by a chain or leash, and under the physical restraint of a person. The muzzle shall be made in a manner that will not cause injury to the dog or cat or interfere with its vision or respiration, but shall prevent it from biting any human or animal.
3. The owner of a potentially dangerous dog or cat shall display in a prominent place on the owner's premises a clearly visible warning signs indicating that there is a potentially dangerous dog or cat on the premises. A similar sign is required to be posted on the pen or kennel of the animal.

F. Dangerous Dogs and Cats; Regulations.

1. A dangerous dog or cat must have a standardized, easily identifiable tag identifying the dog or cat as dangerous affixed to the animal's collar at all times.
2. An owner of a dangerous dog or cat shall keep the animal, while on the owner's property, in a proper enclosure. If the animal is outside the proper enclosure, the animal must be muzzled and restrained by a substantial chain or leash and under the physical restraint of a responsible person. The muzzle must be made in a manner that will prevent the animal from biting any person or animal but that will not cause injury to the dog or cat or interfere with its vision or respiration.

G. Confiscation. The Police Department shall immediately seize any dangerous animal if (1) the animal is not validly registered with the County after 14 days from the final classification of the animal as dangerous; or (2) the owner does not secure the proper liability insurance or surety coverage as required by law after 14 days from the final classification of the dog as dangerous; or (3) the animal is not maintained in the proper enclosure; or (4) the animal is outside the proper enclosure and not under physical restraint of a responsible person as required under this section. The owner shall then reimburse the city for any and all costs of confining the animal.

H. Subsequent offences; seizure. If a person has been convicted of a violation of a provision of subdivision 16F, and the person is charged with a subsequent violation relating to the same animal, the animal shall be seized and impounded pursuant to Minnesota Statute 347.54 until final disposition of the case. If the owner is convicted of the crime for which the animal was seized, the prosecuting attorney shall inform the court of Minnesota Statute 347.54 subdivision 3 which requires the court to order that the animal be destroyed in a proper and humane manner and to order the owner to pay the cost of confining and destroying the animal. If the person is not convicted of the crime for which the animal was seized, the owner may reclaim the animal upon payment of a fee for the impoundment and maintenance of the animal. If the animal is not reclaimed by the owner within seven days after the owner has been notified that the animal may be reclaimed, the animal may be disposed of as provided under subsection 17 herein, and the owner shall pay a fee in a sum equal to the impoundment fee, maintenance fee, and cost of disposal of the animal.

Subd. 5310.22. Animal Pound.

A. Persons impounding. A police officer, community service officer or other member of the Police Department may impound any animal found, or, by complaint of the City, believe to be, in violation of this section or in violation of the laws of the State of Minnesota pertaining to dangerous animals and mistreated animals.

B. Interference with Officer. No person shall: (1) take or attempt to take from any police department personnel any animal found, or, by complaint of the City, believed to be, in violation of this section or in violation of the laws of the State of Minnesota pertaining to dangerous animals and mistreated animals.

C. Breaking Pound or City Vehicles. No person except a community service officer or police officer shall break open or aid or assist in, counsel, or advise, the breaking open of any private or public animal pound or City vehicle used in the enforcement of this section, or take or let out or attempt to take or let out, any animal placed therein.

D. Impounding of Dogs, Cats, or Wild Animals. Any dog, cat, or wild animal kept in violation of this ordinance may be impounded by the County of LeSueur unless such impounded animal is reclaimed and removed from the City of Cleveland or issued a permit to allow it to remain in the City of Cleveland or the owner petitions the District Court for a determination that the animal is exempt from the provisions of this ordinance. Such and impounded animal may be destroyed, sold, or otherwise disposed of five (5) days following notice to the owner of the animals impoundment and the provisions of this ordinance. Any animal not reclaimed by its owner within five working days shall become the property of the local government authority or humane society and shall be placed for adoption in a suitable home or humanely euthanized by sodium pentobarbital, FP-3, or cooled and bottled carbon monoxide only.

E. Reimbursing the City of Cleveland for Animal Confinement Costs.

Owners of pets confiscated by the City of Cleveland shall reimburse the City for any and all costs associated with confining the animal, in addition to any other fines or jail time associated with the case. This includes costs associated with keeping the animal at a special care facility for wild or exotic animals.

F. Records. An accurate record of impounding shall be kept on each animal.

Impoundment records shall show: (1) the description of the dog, cat, or wild animal by species, breed, sex, approximate age, and other distinguishing traits; (2) the location at which the animal was seized; (3) the date of seizure; (4) the name and address of the person to whom any animal six months of age or over was transferred. City Council shall appoint a designated pound at an annual meeting.

G. Redemption Periods.

1. Dangerous and mistreated animals. Every dog or cat which is impounded as a mistreated animal under the laws of the State of Minnesota, or as a dangerous animal hereunder, shall be held for redemption by the owner for a period of not less than seven days. The owner of a dog or cat which has been impounded as a mistreated animal shall have the right to post a bond or other security to cover the cost of holding the animal for a period of up to 30 days from the date of impoundment, in which case the City shall hold the animal for that period.

2. Animals impounded for other violations. Every dog, cat, or wild animal which is impounded for a violation of this section other than those stated in subparagraph F. 1. shall be held for redemption by the owner for a period of not less than five regular business days. A "regular business day" is one during which the pound is open for business to the public for at least four hours between 8:00 o'clock A.M. and 5:00 o'clock P.M.

Subd. 5310.23. **Notice of Impounding.** Upon the impounding of any dog, cat or wild animal, the police shall notify the owner, personally or through the United States mail, if such owner be known or can be ascertained with reasonable effort, but if the owner be unknown or cannot be ascertained, then the officer shall post written notice in three public places, giving a description of the animal, stating where it is impounded and the condition for its release.

Subd. 5310.24. **Disposition of Animals Impounded.** Dogs, cats, and wild animals shall be released to their owners, or persons previously in possession of them, as follows:

A. If such animal is owned or possessed by a resident of the City, after purchase of a license if the animal is unlicensed, and payment of the impounding fee and any applicable maintenance fee. If the animal is a dangerous dog, cat, or wild animal, the owner must also provide proof that the registration requirements of Minnesota Statute 347.51 have been met.

B. If such animal is owned or possessed by a person not a resident of the City, after immunization for rabies or proof that the animal is currently vaccinated for rabies, and payment of an impounding fee and any applicable maintenance fee.

C. In each case, the person must sign for the animal, and state in writing whether the person is the owner of the animal.

D. **Unclaimed animals.** Any dog, cat, or wild animal which remains unclaimed after expiration of the applicable period for redemption shall be adopted out or humanely destroyed and the carcass disposed of. If adopted out, the person adopting shall purchase a license within 5 days if a resident of the City, and pay the adoption fee. In each case, the person adopting must show proof that the animal has received a rabies vaccination within 5 days of being adopted.

E. The Police Department may dispose of any animal, either deceased or alive, upon the request of the owner, upon receipt by the City of a liability release signed by the animal's owner, and upon payment to the City of a fee in an amount equal to the sum of the impoundment fee and the fee for one day of maintenance.

Subd. 5310.25. Quarantine and inspection of Certain Animals.

A. **Quarantine required in certain cases.** Any animal which is reported to have bitten a person shall be quarantined under care of a licensed veterinarian for 14 days. If proof of current rabies vaccination is presented to the police department, the owner may elect to quarantine the animal at the owner's residence, the owner shall keep the animal separate from other animals. At such time as the police department determines that a quarantine is required pursuant to this section, the owner of the animal shall be served with a notice of quarantine, personally or through the United States mail, if such owner be known or can be ascertained with a reasonable effort, but if the owner be unknown or cannot be ascertained, then the officer shall post written notice in three public places, giving a description of the animal, stating where it is being quarantined, and the conditions for its release.

B. **Inspection required.** Any quarantined animal shall be inspected by a licensed veterinarian at the end of the 14-day quarantine period. If such animal becomes ill or dies during the quarantine period, the Police Department shall be notified immediately and the animal, if alive, shall be quarantined under the care of a licensed veterinarian, and if deceased, shall be delivered to a licensed veterinarian to be submitted for rabies examination.

C. **Report of Inspection.** The owner of a quarantined animal shall deliver to the City the notice of quarantine served on the owner by the City at the time such quarantine is established, duly completed and signed by a licensed veterinarian acting as the inspecting veterinarian. Such notice shall be delivered to the Cleveland Police Department not earlier than 14 days, or later than 18 days, from the date of the establishment of the quarantine.

170m

If the inspecting veterinarian suspects the animal to be rabid, the veterinarian shall cause the animal to be destroyed in a proper and humane manner and submitted for rabies examination. If the inspecting veterinarian finds the animal not to be rabid, the animal shall be returned to its owner provided that the owner shall first pay the impounding and maintenance fees in addition to the costs for veterinary services. No such animal shall be released unless proof of vaccination for rabies is provided

Sec. 5320.00. **PENALTIES AND VIOLATIONS**

Subd. 5320.01. **Adoption of Penalty.** The City of Cleveland Code, Chapter 1, entitled, "General Provisions and Definitions Applicable to the City Code, Including Penalty for Violation: and Section 1030.00 entitled "Violation of a Misdemeanor is hereby adopted in their entirety, by reference, as though repeated verbatim herein.

Subd. 5320.02. **Penalties on late Licenses.** A penalty shall be paid on all licenses issued after May 1. May 2' through May 14', the penalty shall be \$ 10. 00. May 15" through May 3 1". the penalty shall be \$15.00. June 1' until the purchase of the license, the penalty shall be \$20.00. A citation may be issued after June 1'. All penalties are in addition to the regular license tag price.

Subd. 5320.03. **Existing Dogs, Cats, Farm and Wild Animals.** Anyone keeping or maintaining any dog, cat, farm, or wild animal in violation of this ordinance at the time this ordinance is adopted has thirty (30) days in which to comply with the provisions of this ordinance. Extensions beyond thirty (30) days may be granted by the Cleveland City Council for good cause, but in no case shall such an extension permanently exempt a person from the requirements of this ordinance.

Subd. 5320.04. **Violations.** Any person who keeps any wild, dangerous animal within the City of Cleveland without a permit or otherwise in violation of this Article shall be guilty of a misdemeanor.

Source: City Code
Effective Date: 12-20-84

(Sections 5330.00-5360.00, inclusive, reserved for future expansion.)