

Marlene Kittock

From: Kristy Warnen [kwarnen@grjn.com]
Sent: Tuesday, February 23, 2010 3:29 PM
To: Marlene Kittock
Subject: RE: Dangerous Dogs (1500.309)

Marlene,

Based on my review of the code, there is no other code section that requires a proper dog enclosure. This was specific to dangerous and potentially dangerous dogs. Therefore, this subdivision should be repealed so as not to conflict with the County's specifications.

Thanks,

Kristy Warnen
Gregerson, Rosow, Johnson & Nilan, LTD.
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-----Original Message-----

From: Marlene Kittock [mailto:mkittock@delano.mn.us]
Sent: Tuesday, February 23, 2010 3:25 PM
To: Kristy Warnen
Subject: RE: Dangerous Dogs (1500.309)

I see why Brian is saying what he is saying. If you just read Subd 23 it appears that is our ordinance that regulates all dog enclosures, however if you read Subd 15. F. i. a declared dangerous dog must be kept in a specific dog enclosure which refers back to Subd 23.

I talked with Scott and neither of us believes there is this type of regulation anywhere else in any of the code.

As far as our opinion as to rather to keep or delete it. We have no preference. My guess is that a lot of existing enclosures don't comply right now but that again is my opinion.

TTFN

Marlene E. Kittock,
City Clerk

City of Delano
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-----Original Message-----

From: Kristy Warnen [mailto:kwarnen@grjn.com]
Sent: Tuesday, February 23, 2010 2:49 PM
To: Marlene Kittock
Subject: RE: Dangerous Dogs (1500.309)

Marlene,

I'll look at that again, but I didn't see further reference in the City Code to dog enclosures other than what is required by the dangerous dog and potentially dangerous dog regulations. The County has its own specification for the enclosures and I didn't want for there to be a conflict. I will look again. Do you know of any other provisions where the City requires a proper dog enclosure?

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-----Original Message-----

From: Marlene Kittock [mailto:mkittock@delano.mn.us]
Sent: Tuesday, February 23, 2010 2:45 PM
To: Kristy Warnen
Subject: FW: Dangerous Dogs

Just a simple comment back from County Attorney Brian Asleson.

TTFN

Marlene E. Kittock,
City Clerk

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-----Original Message-----

From: Brian Asleson [mailto:Brian.Asleson@co.wright.mn.us]
Sent: Tuesday, February 23, 2010 2:41 PM
To: Marlene Kittock
Cc: Dan Anselment; Gary Miller
Subject: Re: Dangerous Dogs

Thanks Marlene - my only question is this:

After looking at what the city currently has on the books, I'm wondering if you really want to repeal Subd. 23 dealing with enclosures.

Seems to me that this section deals with all dogs, rather than just dangerous ones.

Brian

>>> "Marlene Kittock" <mkittock@delano.mn.us> 2/23/2010 2:12 PM >>>

Brian:

Just a quick note to let you know that the City of Delano will be considering the following draft ordinance at its March 2, 2010 for formal adoption, thereby appointing the County authority for all matters related to dangerous and potentially dangerous dogs and enforcement thereof.

Upon its passage and publication I will forward a certified copy of the Delano enacted Ordinance.

If you have any questions regarding this email please feel free to contact me.