

Marlene Kittock

From: Kristy Warnen [kwarnen@grjn.com]
Sent: Friday, February 05, 2010 11:02 AM
To: Marlene Kittock
Cc: Phil Kern; Mark J. Johnson
Subject: Wright County Potentially Dangerous and Dangerous Dog Ordinance

Marlene,

I have reviewed Wright County's ordinance. It is a strong ordinance, covers everything under the statute and the City's current regulations, and also covers dogs used for fighting (not covered by the statute, but a good addition). I would recommend the City follow the County's ordinance. I believe this was Phil's preference as well.

The County's ordinance does not provide that any fees or additional agreements are required between those cities allowing the County to have jurisdiction over potentially dangerous and dangerous dogs in their city. Section 4 of the ordinance provides automatic application of the County's ordinance to those cities that do not have a dangerous dog ordinance and have not declared a different Animal Control Authority.

Therefore, to allow for application of the County ordinance to Delano, we will repeal Delano's potentially dangerous and dangerous dog city code provisions and will appoint the County as Delano's Animal Control Authority for purposes of potentially dangerous and dangerous dogs. Per Section 1, the County's Animal Control Authority does not have jurisdiction over other animal control regulations. Therefore, the City will still need its own Animal Control Authority as it relates to dogs running at large, barking, and other animal matters and nuisances.

The County's cover letter requests a letter on or before March 1, 2010 from those cities that intend to "opt in" and will follow the County's ordinance. The County's ordinance is effective as of March 1, 2010. We can have the City Council approve the repeal and appointment at the meeting on March 2, 2010. I believe we can send the letter to the County providing that Delano intends to "opt in" subject to the City Council's approval of the same on 3/2/10.

Please let me know if you have any questions about the ordinance or other concerns. If Phil is okay with this approach, I can draft the documents necessary to repeal the Delano's potentially dangerous and dangerous dog code provisions and appoint the County as Animal Control Authority for potentially dangerous and dangerous dogs in Delano.

Thank you,

Kristy Warnen
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-----Original Message-----

From: Marlene Kittock [mailto:mkittock@delano.mn.us]
Sent: Thursday, February 04, 2010 12:44 PM
To: Kristy Warnen
Subject: FW:

this is the what we have been waiting for. Phil got the item delivered to him instead of me.

TTFN

Marlene E. Kittock,
City Clerk

City of Delano
P. O. Box 108
234 - 2nd Street North
Delano, MN 55328

763-972-0550 General office
763-972-0566 Direct Dial
763-972-6174 Fax
763-286-4139 Nextel - Cell Number
mkittock@delano.mn.us

www.delano.mn.us

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

From: city@delano.mn.us [mailto:city@delano.mn.us]
Sent: Thursday, February 04, 2010 1:20 PM
To: mkittock@delano.mn.us; kwarnen@grjn.com
Subject:

KM-5050
[00:c0:ee:1b:52:61]

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Marlene Kittock

From: Kristy Warnen [kwarnen@grjn.com]
Sent: Thursday, February 18, 2010 2:01 PM
To: Marlene Kittock
Cc: Phil Kern; Mark J. Johnson
Subject: Ordinance to Repeal Dangerous Dog and Potentially Dangerous Dog City Code Provisions (1500.309)
Attachments: Ordinance Repealing Dangerous and Potentially Dangerous Dog Code Sections 2010 02 18.doc

Marlene,

Attached please find an Ordinance repealing Subdivisions 15, 17 and 23 of City Code Section 406.01. Wright County's Dangerous and Potentially Dangerous Dog Ordinance covers these provisions. The Ordinance also appoints Wright County as the City's Animal Control Authority for matters related to dangerous and potentially dangerous dogs and enforcement of the Wright County Ordinance.

Please let me know if you have any questions or require revisions to the Ordinance.

Thank you,

Kristy Warnen

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