



## Legislation Details (With Text)

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**Type:** Ordinance      **Status:** Passed

**In control:** City Council

**Final action:** 3/28/2012

**Title:** Amending Chapter 348 of the Saint Paul Legislative Code pertaining to license requirements for animal daycare and/or animal boarding.

**Sponsors:** Dave Thune

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
4/4/2012	1	Mayor's Office	Signed	
3/28/2012	1	City Council	Adopted	Pass
3/21/2012	1	City Council	Laid Over to Fourth Reading	Pass
3/7/2012	1	City Council	Laid Over to Third Reading/Public Hearing	
2/22/2012	1	City Council	Laid Over to Second Reading	

Amending Chapter 348 of the Saint Paul Legislative Code pertaining to license requirements for animal daycare and/or animal boarding.

### THE COUNCIL OF THE CITY OF SAINT PAUL DOES ORDAIN:

#### SECTION 1

Section 348.04 of the Saint Paul Legislative Code is hereby amended to read as follows:

(a) *Application.* Every applicant for an animal day care license or animal boarding license shall file an application with the department of safety and inspections. The application shall be on a form prescribed by the department of safety and inspections. The following information shall be set forth in the application:

- (1) The name, place of residence, and telephone number of the applicant.
- (2) The exact location of the premises upon which the applicant proposes to provide animal services and the telephone number.
- (3) Whether the applicant has ever engaged in a similar business and, if so, the location thereof and the date when so engaged.
- (4) A description of the type of services offered including but not limited to animal day care, animal boarding, pet grooming, and obedience training.
- (5) The maximum intended number of animals to be housed at the facility at any one time.

(6) The maximum and minimum length of stay for individual animals.

~~(b) *Consent of neighboring property:* A animal day care or animal boarding license applicant shall present with his or her application a statement in writing with the signatures of as many of the owners of private residences, dwellings and apartment houses located within one hundred fifty (150) feet of such premises as he or she can obtain to the effect that they have no objection to the granting of the animal day care or animal boarding license sought or the operation of the business at the proposed location. The one hundred fifty (150) feet shall be calculated as the distance measured in a straight line from the nearest point of the property line of the building where the license is sought, to the nearest point of the residentially occupied property line. If the applicant fails to obtain the signatures of seventy five (75) percent of such persons, the license shall not in any case be granted.~~

(b) *Consent of neighboring property:* A animal day care or animal boarding license applicant shall present with his or her application a statement in writing with the signatures of as many of the owners of private residences, dwellings and apartment houses located within one hundred fifty (150) feet of such premises as he or she can obtain to the effect that they have no objection to the granting of the animal day care or animal boarding license sought or the operation of the business at the proposed location. The one hundred fifty (150) feet shall be calculated as the distance measured in a straight line from the nearest point of the property line of the building where the license is sought, to the nearest point of the residentially occupied property line.

1. *Consent of sixty (60) to eighty-nine (89) percent of owners within one hundred fifty (150) feet:* If the applicant obtains the signatures of ninety (90) percent or more of such persons, the council may grant the license. If the applicant obtains the signatures of sixty (60) percent to eighty-nine (89) percent of such persons, the council may grant the license if the licensee demonstrates to the council in writing with respect to specific properties that a good faith effort was made to fulfill all petition requirements, and upon finding that issuance of the license would not interfere with the reasonable use and enjoyment of neighboring property and residences and would not bear adversely on the health, safety, morals and general welfare of the community. Such findings shall be based on the following considerations if the license were to be granted:

- a. The effect on the surrounding community and institutions;
- b. Noise and likelihood of adverse effect on residential occupants;
- c. The possibility of increased traffic;
- d. The character of the neighborhood;
- e. Other like uses in the neighborhood.

2. *Consent of less than sixty (60) percent of owners within one hundred fifty (150) feet.* If the applicant fails to obtain the signatures of sixty (60) percent of such persons, the license shall not in any case be granted, unless the license applicant can illustrate to the city council, in writing with respect to specific properties, that a good faith effort was made to fulfill all petition requirements, and that the results of such attempts showed a generally favorable disposition from the surrounding community toward the proposed licensed activity, and that the district council representing the area supports the request for the license by the applicant. The council may grant the license upon finding that issuance of the license would not interfere with the reasonable use and enjoyment of neighboring property and residences and would not bear adversely on the health, safety, morals and general welfare of the community. Such findings shall be based on the following considerations if the license were to be granted:

- a. The effect on the surrounding community and institutions;
- b. Noise and likelihood of adverse effect on residential occupants;
- c. The possibility of increased traffic;
- d. The character of the neighborhood;
- e. Other like uses in the neighborhood.

**SECTION 2**

This Ordinance shall take effect and be in force thirty (30) days following its passage, approval and publication.