

CITY OF APPLE VALLEY  
ORDINANCE NO. \_\_\_\_

AN ORDINANCE OF THE CITY OF APPLE VALLEY, MINNESOTA, REVISING  
CHAPTER 91 OF THE CITY CODE TO ESTABLISH REGULATIONS FOR OFF-  
LEASH DOG AREAS

The City Council of Apple Valley ordains:

Section 1. Chapter 91 of the Apple Valley City Code is amended by adding to Section 91.01 the following definition to be alphabetized with the existing definitions and to read as follows:

**§ 91.01 DEFINITIONS.**

\* \* \* \*

**OFF-LEASH DOG AREA.** A city-designated area within a city park wherein dogs may be permitted to be unrestrained in compliance with this Chapter and city park regulations.

Section 2. Chapter 91 of the Apple Valley City Code is amended by revising Section 91.17 to read as follows:

**§ 91.17 AT LARGE DOGS PROHIBITED.**

(A) No dogs shall be permitted to run at large in the city at any time, except when within the confines of an off-leash dog area and in compliance with the requirements thereof. Except as otherwise provided, a violation of this section is a petty misdemeanor.

(B) Off-leash dog area. The owner or supervisor of a dog may allow the dog to run at large within an off-leash dog area, provided that the following requirements are met:

(1) The dog is not less than 4 months of age, a female dog in heat, or a dog that has been declared dangerous or potentially dangerous by the city or other jurisdiction;

(2) The dog shall have all current vaccinations required by this Chapter and shall display current tags required by this Chapter;

(3) The owner or supervisor of the dog shall be at least 16 years of age and shall be present with the dog within the confines of the off-leash dog area;

(4) The owner or supervisor of the dog shall keep the dog within sight and be within close enough proximity to the dog to be able to physically restrain the dog when necessary;

(5) No person shall bring more than three dogs to the off-leash dog area and the person shall have a leash of no more than six feet in length for each dog;

(6) The owner or supervisor shall not allow their dog to wear a collar with outwardly facing prongs or spikes;

(7) The owner or supervisor of a dog shall not permit the dog to dig or excessively bark;

(8) The owner or supervisor shall immediately pick-up their dog's waste; and

(9) The owner or supervisor of a dog shall immediately leash and remove the dog from the off-leash dog area under the following circumstances: (i) At the direction of a city employee, sworn police officer, or community service officer for failure to follow the requirements of the off-leash dog area; or (ii) when the dog becomes aggressive with other dogs or persons.

Except as otherwise provided, a violation of this section is a petty misdemeanor.

(BC) Enhanced penalty. A violation of § 91.17(A) or (B) is a misdemeanor if the person has two or more convictions for violating § 91.17(A) or (B) during the ten-year period preceding the violation.

Section 3. Filing. A copy of the ordinance shall be filed in the office of the City Clerk. This copy shall be available for inspection by any persons during regular office hours.

Section 4. Publication. The City Clerk shall publish the title of this ordinance and the official summary in the official newspaper of the City with notice a printed copy of the ordinance is available for inspection by any person during regular office hours at the Office of the City Clerk.

Section 5. Effective date. This ordinance shall take effect upon its passage and the publication of its title and the official summary.

PASSED by the City Council this \_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Clint Hooppaw, Mayor

ATTEST:

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Pamela J. Gackstetter, City Clerk