

**ORDINANCE NO 2024-07
CITY OF EMILY
COUNTY OF CROW WING
STATE OF MINNESOTA**

**AN ORDINANCE TO REVISE THE
CODE OF ORDINANCES FOR THE CITY OF EMILY
TO AMEND CHAPTER 33: PUBLIC SAFETY, POLICE DEPARTMENT, CHAPTER 92: ANIMALS,
SECTION 50.26 DETERMINATION OF SEWER SERVICE CHARGES,
SECTION 90.01 PINE RIDGE CEMETERY,
AND SECTION 111.05 CONSUMPTION IN PUBLIC PLACES**

The City of Emily does ordain the Emily City Code is hereby amended as follows:

Chapter 33 Public Safety, Police Department Section, Subsections 33.65 through 33.70, adopted on January 14, 2020 are hereby repealed.

Addition of Chapter 33 Public Safety, Law Enforcement Section as follows:

(Addition of section(s)/wording from Tom here.)

Chapter 92 Animals amendment with one of the three following options:

Option A:

- Section 92.01 Definitions, Enforcement Officer or Officer definition amendments with the words, “members of the Emily Police Department” removed from the first sentence, items 2 and 3 removed in their entirety, and the words, “Police Chief” removed from item 3.
- Section 92.02 Dogs and Cats amended as follows:
 - Subsection C License required removed in its entirety.
 - Subsection D Cats removed in its entirety.
 - Editor’s note removed in its entirety.
- Section 92.06 Impounding amended as follows:
 - Subsection A Running at large amended with removal of the following second sentence: “The Enforcement Officer may impound any dog or other animal found running at large and shall give notice of the impounding within 24 hours to the owner of such dog or other animal, if known.”
 - Subsection B Biting animals, Subpart 1 Person bitten by animal amended with removal of, “elect immediately upon receipt of notice of need for such confinement by the Officer to” from the third sentence.
 - Subsection C Reclaiming, Subpart 1 removed in its entirety.
 - Subsection D Unclaimed Animals with replacement of the word, “Officer” with the word, “designee”.
- Section 92.08 Notices removed in its entirety.
- Section 92.09 Nuisances, Subsection A Habitual barking/noise amended with replacement of the words, “Enforcement Officer” with the word, “designee” in the second sentence.

- Section 92.11 Seizure of Animals amended as follows:
 - Amendment of first sentence with replacement of the words, “Any Enforcement Officer” with the words, “A designee”.
 - Amendment of Subsection A with replacement of the words, “Enforcement Officer” with the word, “designee”.
 - Removal of Subsections B and C in their entirety.
 - Amendment of Subsection D with replacement of the word, “Officer” with the word, “designee”.
- Section 92.13 Diseased Animals, Subsection B Confinement amended with replacement of the words, “Enforcement Officer” and “Officer” with the word, “designee”.
- Section 92.14 Regulation of Dangerous Dogs amended with removal of Editor’s note.
- Section 92.18 Unlawful Acts amended with the removal of the words, “any Police Officer” in item 2.

Option B:

- Section 92.01 Definitions, Enforcement Officer or Officer definition amendments with the words, “members of the Emily Police Department” removed from the first sentence and the words, “Police Chief” removed from item 3.
- Section 92.02 Dogs and Cats amended as follows:
 - Subsection C License required removed in its entirety.
 - Subsection D Cats removed in its entirety.
 - Editor’s note removed in its entirety.
- Section 92.06 Impounding amended as follows:
 - Subsection C Reclaiming, Subpart 1 removed in its entirety.
- Section 92.08 Notices removed in its entirety.
- Section 92.11 Seizure of Animals amended as follows:
 - Removal of Subsections B and C in their entirety.
- Section 92.14 Regulation of Dangerous Dogs amended with removal of Editor’s note.
- Section 92.18 Unlawful Acts amended with the removal of the words, “any Police Officer” in item 2.

Option C:

- Section 92.01 Definitions, Enforcement Officer or Officer definition amendments with the words, “members of the Emily Police Department” removed from the first sentence and the words, “Police Chief” removed from item 3.
- Section 92.18 Unlawful Acts amended with the removal of the words, “any Police Officer” in item 2.

Section 50.26 Determination of Sewer Service Charges amendment with addition of Subsection B, Subpart (1), item (a) Residential, number 1: “Guest quarters not in the primary residence and suitable for human occupancy shall require a separate sewer service connection and the property owner must pay quarterly residential sewer rates and the residential sewer service connection fee per the Fee Schedule Ordinance on file in the city offices.”

Section 90.01 Pine Ridge Cemetery amendment as follows:

- Replacement of every reference of the word, “lot” with the word, “plot” and replacement of every reference of the word, “lots” with the word, “plots” in Sections A, C, D, K, O, and T.
- Removal of the following sentences or sections:
 - Section L sentence: “The City Council shall make such charge for the opening and closing of graves as set forth in the Fee Schedule Ordinance on file in the city offices.”
 - Section M sentence portion: “...who shall make no charge for such supervision, except as herein provided for graves.”
 - Section P in its entirety.
 - Section Q in its entirety.
- Addition of Section V: “All cemetery fees will be charged as set forth in the Fee Schedule Ordinance on file in the city offices.”

Section 111.05 Consumption in Public Places amendment with removal of, “, except that members of the City Fire Department may possess and or consume alcoholic beverages at the City Fire Hall,” from item 3.

Effective Date: This ordinance becomes effective upon its passage and publication according to law.

Passed by council this _____ day of _____, 2024.

Tracy Jones, Mayor

Attest:

Cari Johnson, City Clerk/Treasurer