

**RESTRAINT OF DOGS IN PLATTED SUBDIVISION
ROCHESTER TOWNSHIP ORDINANCE NO. 1993-2**

State of Minnesota

County of Olmsted

Town of Rochester

Under authority provided in Minnesota Statutes Section 368.01, Subdivision 3, the Board of Supervisors of the Town of Rochester ordains:

SECTION 1. DEFINITION OF TERMS

- (a) **"Dog"** shall mean both male and female dogs.
- (b) **"Owner"** shall mean any person, persons, firm or association or corporation owning, keeping, harboring, or maintaining a dog within Rochester Township or permitting a dog to run "at large" within the limits of said Rochester Township.
- (c) **"At Large"** shall mean off the premises of the owner or keeper of said dog and not under control of the owner or other competent person of suitable age and discretion, either at heel beside a competent person of suitable age and discretion and obedient to that person's command, or by leash, cord, or chain, not more than ten feet in length.
Provided further, that a dog not at heel but under control by means of command or signal within the sight and sound of a competent person

shall not be considered "at large" for the purposes of this ordinance. A dog properly confined within a motor vehicle or properly confined within a house enclosure or any other building or restrained within such enclosure, house, or other building by a leash shall not be considered "at large" for the purpose of this ordinance. Any dog in a Platted area not on the premises of its owner or keeper, but on said other premises with the consent of the owner thereof shall not be deemed to be "at large" for the purpose of this ordinance.

SECTION 2. RESTRAINT OF DOGS

In all platted subdivisions of Rochester Township and on the grounds of all operating public and private schools, public parks and other public grounds within Rochester Township, the owner of any dog shall keep such dog under restraint at all times and shall not permit such dog to be "at large" off the premises or property of the owner unless such dog is under the control of a competent person of suitable age and discretion.

SECTION 3.

A violation of this Ordinance is a misdemeanor punishable by a fine not exceeding the maximum limit established by Minnesota Statutes for the punishment of misdemeanors. Each day's violation shall be a separate offense.

SECTION 4.

Costs incurred by the Town of Rochester, including attorney's fees in prosecuting violations of the Ordinance, shall be added to the sentence of any person deemed guilty of this Ordinance.

This Ordinance shall be in full force and effect upon publication and adoption pursuant to law.

Dated: 10-14, 1993

ROCHESTER TOWN BOARD OF SUPERVISORS

Brenda Dicken
Brenda Dicken, Supervisor and Chair

David J. Sperling, Supervisor

Gene Peters, Supervisor

ATTEST:

Gary Donovan, Clerk

State of Minnesota,

County of Olmsted, ss.

I certify this to be a true and correct copy of the original record in my custody.

Gary Donovan, Clerk