
AGENDA ITEM

TO: Tim Vandall, City Administrator
FROM: Tish Sims, City Clerk
DATE: September 27, 2023
SUBJECT: Animal Permit Application

Kathleen Edwards, 705 Canyon View Dr., submitted a Dangerous Animal Permit Application on 09.05.2023.

On 09.09.2023, Police Captain Ben Ontiveros for Police Chief Steven Wayman, sent Mrs. Edwards a disapproval letter for the permit application with a compliance date of October 10, 2023. Disapproval of the permit was based on the following:

- A. Sec 2-102 Dangerous Animal:
- Any dog...having a disposition or propensity to attack or bite any person or animal without provocation.

The applicant was given the information on filing an appeal of the decision before the Governing Body with the City Clerk. An appeal letter was submitted on 09.13.2023.

Action: A motion to approve or deny the Animal Permit for 705 Canyon View Drive.



CITY OF LANSING

DANGEROUS ANIMAL PERMIT APPLICATION

Applicant Name: Kathleen Edwards

Address: 705 Canyon View Dr Lansing KS 66043
Street City State Zip

Proposed Location (if different): _____
Street City State Zip

Mailing Address (if different): _____
Street City State Zip

Telephone (Day): (610) 731-3993 Telephone (Evening): Same Email: nkwards@hotmail.com

Property Owner Name: Kathleen + Nathaniel Edwards Property Owner Telephone: (610) 731-4048

Property Owner Address: Same as above

Quantity and Type(s) of Animal(s): German Shepherd Dog

General Description of Each Animal: 7 year old German Shepherd mix dog,
93 lbs

Interest in Such Animal(s): Family pet

Housing Arrangements for Animal(s) (incl. structure, security, fencing, etc.): Family home, Privacy Fence -
Backyard, 6 Ft, Wooden, Locked gate,

Safety Precautions to be Taken: Taking dog to a specialist Vet for behavior training
+ medication, installing signage warning of dog, installing new fencing -
electric + wooden, Dog is never left outside unless we are home.

Vicious/Dangerous Propensities of Animal(s) (include any prior incidents involving public health/safety):
biting

Noises/Odors Anticipated: Some barking, Dog is brought inside when he barks

Type of License: ☒ One Dangerous Animal ☐ More than One Dangerous Animal Renewal: ☐ Yes ☒ No

I declare under penalty of false statement that, to the best of my knowledge and belief, the statements made herein are true and correct.

Signature: Kathleen Edwards Date: 9-5-23

No license shall be issued until the applicant or premise complies with all codes and ordinances of the City of Lansing. The Police Department may review this application and schedule an inspection prior to license approval.

Application Received By: <u>Christina Hatelyn</u> <u>9-5-23</u> Signature Date		Additional Information:	Req'd?	Rec'd?
Amount Received: _____		Copy of Insurance	<input type="checkbox"/>	<input type="checkbox"/>
Inspection:		Vaccination Information	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Scheduled for: _____ by _____		Spay/Neuter Information	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Completed on: _____ by _____		Identification Photographs	<input type="checkbox"/>	<input type="checkbox"/>
[<input type="checkbox"/> Permit Approved]		City animal tags	<input type="checkbox"/>	<input checked="" type="checkbox"/>
[<input type="checkbox"/> Permit Denied] By: _____				
If appealed, date of council mtg: _____				
Council action: <input type="checkbox"/> Approved <input type="checkbox"/> Denied				

RECEIVED 9 11 2023

CERTIFICATE OF VACCINATION

Date of Rabies Vaccination: 05-12-21
Next Rabies Vaccination On: 05-11-24

Certificate No: 0
Previous Rabies Vaccination: 6674

VETERINARY CLINIC

Lansing Veterinary Hospital
109 Ida
Lansing, KS 66043
913 727-1116

OWNER OF ANIMAL

Kathy Edwards
705 Canyon View Dr
Lansing, KS 66043
County: Lvn.

This is to certify...

THAT I HAVE VACCINATED AGAINST RABIES THE ANIMAL DESCRIBED BELOW.
Patient information...

PATIENT: Kaiser
SPECIES: Canine
SEX: N
MICROCHIP:
Color and markings... Brown

TAG NO: 0475
WEIGHT: 97.70
AGE: 4 years

Signed _____

Jennifer Bruner, DVM

License:

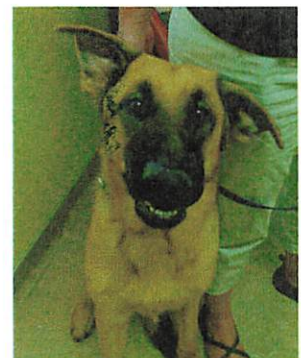
Vaccinations done...

05-12-21	JB	Rabies, Canine 3yr	05-11-24
04-22-17	***	Rabies, Canine 1 year	

Rabies Vaccine Information...

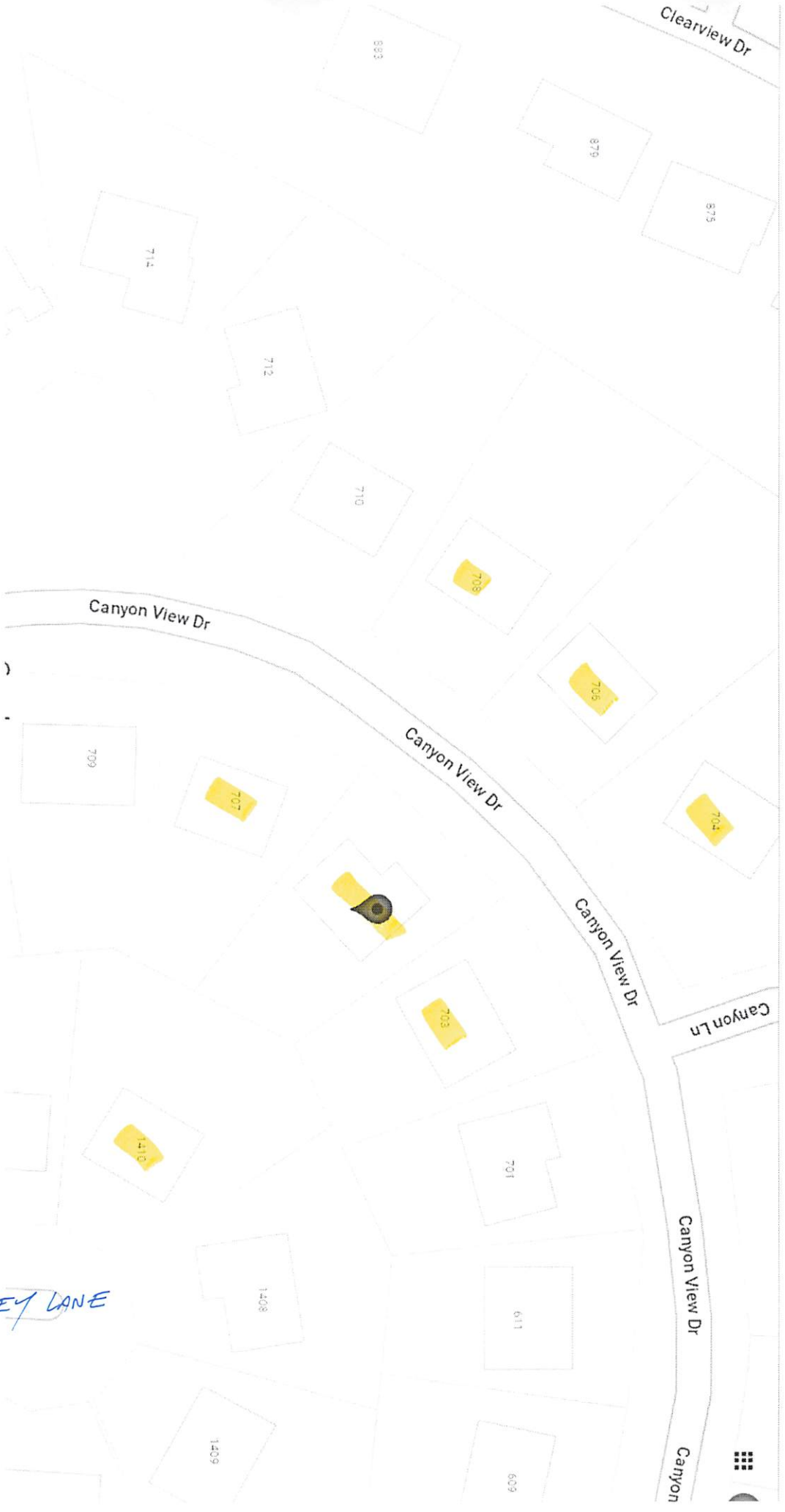
MFG BY: MERIA
LOT EXP: 11NOV22

SER.NO: 18497
ADM: SQ



RECEIVED SEP 11 2023

RECEIVED JUN 11 2023



COREY LANE

23-1609



City of Lansing Police Department



09/09/2023

RE: Animal Permit Renewal (Dangerous Animal)
Lansing PD Case: 23-1609

Ms. Edwards,

This letter is to inform you that the application for the renewal of your Animal Permit (Dangerous Animal) has been **DISAPPROVED**.

Date of Application: 09/05/2023
Date of Disapproval: 09/08/2023
Compliance Deadline: 10/10/2023

Disapproval of the renewal was based on the following factor(s):

- a. Sec. 2-102 Dangerous Animal
 - o Any dog...having a disposition or propensity to attack or bite any person or animal without provocation.

You are therefor required to remove the animal (Kaiser – German Shepherd Mix Canine) out of the city limits of Lansing, Kansas.

In order for you to come into compliance with city code, a deadline of October 10, 2023, has been granted. Failure to come into compliance by then may result in you being cited for code violations.

If you wish to appeal this decision before the governing body of the City of Lansing, you may do so by filing a written notice or statement of appeal with the Lansing City Clerk and paying the cost of any associated filing fees.

You must file your appeal within ten (10) days of receipt of this letter.

Should you have any questions, please feel free to contact B. Ontiveros at bontiveros@lansingks.org or 913.364.6891.

Respectfully,

A handwritten signature in blue ink, appearing to read "SG", written over a horizontal line.

for: Steven L. Wayman
Chief of Police

RECEIVED SEP 11 2023

September 13, 2023

City of Lansing
City Council Members
Lansing, KS

Re: animal permit

Dear City Council Members,

Our family dog, Kaiser, has been declared a dangerous animal, and we have been denied a permit to keep him. We acknowledge and accept responsibility for his actions; yet we feel that we have been treated unfairly by city representatives. Before dismissing our permit application out of hand, neither the police chief nor the animal control officer bothered to speak with us to learn the numerous measures that we have implemented to ensure that Kaiser is safe around people and animals.

We want to call to your attention to our having taken the following steps:

- Engaged the services of Karen DiCostanzo, Canine Consent (website: <https://canineconsent.com/>; phone 808-628-8414). Ms. DiCostanzo is a certified professional dog trainer specializing in rehabilitating aggressive dogs. I completed my first training session with her on September 10, 2023 and have the next session scheduled for September 27, 2023.
- In addition to our six-foot wooden privacy fence, we have installed a secondary restraint system in our backyard (i.e., a tie-out) so that Kaiser cannot reach the fence line or escape the backyard.
- We've also installed a keyed padlock on the fence gate
- Created airlocks (double barriers) at exterior doors to prevent Kaiser from escaping the house.
- Scheduled an appointment for this week with Dr. Jennifer Bruner at Lansing Veterinary Hospital to address Kaiser's anxiety. Our dog behavior consultant, Ms. DiCostanzo, is collaborating with Dr. Bruner to ensure the success of the behavior modification plan.
- Posted "beware of dog" signs on both the house and the gate
- Ordered a muzzle for Kaiser to wear when we are walking off-property. We have also started pre-muzzle training to ensure the muzzle training process is as efficient as possible.
- Ordered a no-pull harness to ensure that we can effectively control Kaiser on walks.
- Obtained an estimate to replace the fence adjacent to the neighbors who have expressed concerns with Kaiser. We will take this step if we are granted the permit to keep Kaiser.

The city code on dangerous animals reads as follows:

ARTICLE IV. - DANGEROUS ANIMALS: Sec. 2-402. - Exceptions; permit and registration requirements.

1. Each animal shall at all times be securely confined in one of the following manners:
 - a. Indoors, inside a residence or structure equipped with windows and doors that prevent the animal from exiting the structure on its own volition; **or**
 - b. Outdoors, in a securely enclosed and locked pen or kennel having: secure sides, which are either anchored to a secure floor or embedded at least two (2) feet into the ground; a secure top attached to the sides; and access controlled by a keyed or combination lock. Said structure must comply with all City building and zoning regulations and must be adequately lighted and ventilated and kept in a clean and sanitary condition; **or**
 - c. Outdoors, outside its kennel or pen but securely restrained with 1) a muzzling device sufficient to prevent the animal from biting persons or other animals, and 2) a leash no longer than four (4) feet in length. Said leash must at all times be under the physical control of a person and shall not be attached to inanimate objects such as trees, posts, buildings, etc.

Kaiser is kept inside our home, and he is allowed to go outside only when a family member is supervising him. When he is outside, he is not only inside a secure, fenced yard but is also walked on a four-foot leash or tethered away from the fence line. He will wear a muzzle, a no-pull harness, and a four-foot leash when he is being walked off-property. We will be meeting two of the three required restraint methods outlined in the city code, and I would like to point out that the code states "or" (not "and"), so by meeting two of the three requirements, we're demonstrating a good faith effort to restrain our dog to ensure the safety of others, both human and animal.

As you consider our permit appeal, please keep in mind the many steps we've implemented to ensure our beloved Kaiser's success. Our family is dedicated to Kaiser's behavior modification training and continuing to work with Ms. DiCostanzo to rehabilitate his behavior. Please give us a chance to prove our commitment to the safety of others.

Thank you for your consideration of our appeal.

Respectfully,



Kathleen Edwards
705 Canyon View Drive
Lansing, KS 66043
(610) 731-3993