

**CITY OF MARSHALL  
ORDINANCE 24-026**

**AN ORDINANCE AMENDING CHAPTER 14 ANIMALS**

The Common Council of the City of Marshall do ordain as follows:

**SECTION 1:****AMENDMENT** “Section 14-1 Definitions” of the Marshall Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Section 14-1 Definitions

The following words, terms and phrases, used in this section have the meanings ascribed to them in this chapter, except where the context clearly indicates a different meaning:

- (a) *Animals* mean ~~cattle, horses, mules, sheep, goats, swine, ponies, ducks, geese, turkeys, chickens, guinea hens, dog, cats, and all other animals and feathered fowl; provided, however, that this definition shall extend to this chapter only.~~ any mammal, reptile, amphibian, fish, bird (including all fowl and poultry). Animals shall be classified as follow:
- (1) Domestic: Those animals commonly accepted as domesticated household pets. Unless otherwise defined, such animals shall include dogs, cats, caged birds, gerbils, hamsters, guinea pigs, ferrets, domesticated rabbits, domesticated rats, fish, and non-venomous reptiles and amphibians.
  - (2) Wild or Exotic: Those animals commonly considered to be naturally wild or not naturally trainer or domesticated, or which are commonly considered to be inherently dangerous to the health, safety, and welfare of people. Unless otherwise defined, such animals shall include:
    - a. Any member of the large cat family (family felidae) including lions, tigers, cougars, bobcats, leopards, and jaguars, excluding commonly accepted domesticated house cats.
    - b. Any naturally wild member of the canine family (family canidae) including wolves, foxes, coyotes, dingoes, and jackals, excluding commonly accepted domesticated dogs.
    - c. Any crossbreeds unless the crossbreed is commonly accepted as a domesticated house pet.
    - d. Any member or relative or the rodent family including any skunk, raccoon, or squirrel, excluding those members otherwise defined as Domestic.
    - e. Any venomous, or inherently dangerous member of the reptile or amphibian families including crocodiles and alligators.

- f. Any other animal which is not explicitly listed above but which can be reasonably defined by the terms of this Section, including but not limited to bears, deer, monkeys and game fish.
- (3) Farm: Those animals commonly associated with a farm or performing work in an agricultural setting. Unless otherwise defined, such animals shall include members of the equidae family, bovidae family, camelidae family, suidae family, poultry, fowl, and bees.
- (b) *Animal control authority* means the director of public safety or his designated representative.
- (c) *Animal shelter* means facility operated for the purpose of impounding or caring for animals held under the authority of this Code.
- (d) *At large* means off the premises of the owner and not under restraint.
- (e) *Cat* means any domestic feline animal (*Felis domesticus*) male, female, sexed or neutered.
- (f) *Dangerous animal* means any ~~live, domestic or wild~~ animal that has:
- (1) Without provocation, inflicts substantial bodily harm upon a human being on public or private property;
  - (2) Killed a domestic animal without provocation while off the owner's property;  
or
  - (3) Been found to be potentially dangerous, ~~or~~and after the owner has been notified that the animal is potentially dangerous, the animal aggressively bites, attacks, or endangers the safety of humans or domestic animals.
- (g) ~~*Designated veterinarian* means a veterinarian licensed to practice veterinary medicine in the state, who has a practice located within the city, and who has agreed to act as an agent of the city for the purpose of selling dog and cat licenses.~~
- (h) *Dog* means any domestic animal (*Canis familiaris*) male or female, sexed or neutered.
- (i) *Has been bitten* means has been seized with the teeth or jaws, so that the skin of the person or animal seized has been nipped or gripped, or has been wounded or pierced, including scratches, and includes probable contact of saliva with a break or abrasion of the skin as determined by a licensed physician. The term "has been bitten" shall also include contact of saliva with any mucous membrane.
- (j) *Own* means keep, harbor or have control, charge or custody of an animal ~~dog or cat~~. This term shall not apply to animals ~~dog or cats~~ owned by others which are temporarily maintained on the premises of a veterinarian or kennel operator for a continuous period of less than 30 days.
- (k) *Owner* means any person, partnership or corporation owning, keeping, harboring or having charge or control of, or permitting any animal to habitually be or remain on, or be lodged or fed within such person's house, yard, or premises. This term shall not apply to veterinarians or kennel operators temporarily maintaining on their premises animals ~~dogs and cats~~ owned by others for a continuous period of less than 30 days. An animal is deemed harbored if it is fed or sheltered for three consecutive days or more.
- (l) *Potentially dangerous animals* means any animal that has:
- (1) When unprovoked, inflicts bites on a human or domestic animal on public or private property;

- (2) When unprovoked, chases or approaches a person, including a person on a bicycle, upon the ~~public~~-streets, sidewalks, or any public or private property, other than the dog owner's property, in an apparent attitude of attack; or
- (3) Has a known propensity, tendency or disposition to attack unprovoked, causing injury or otherwise threatening the safety of humans or domestic animals, as previously documented by law enforcement or the City in general.
- (m) *Public nuisance* means an act or failure to perform a legal duty by an animal owner.
- (n) *Rabies control authority* means the animal control authority.
- (o) *Restraint* means any animal secured by a leash or lead or within the real property limits of its owner.
- (p) *Substantial bodily harm* means bodily injury which involves a temporary but substantial disfigurement, or which causes a temporary but substantial loss or impairment of the function of any bodily member or organ, or which causes a fracture of any bodily member.
- (q) *Vaccination against rabies* means the inoculation of a dog or cat with a rabies vaccine licensed for the species by the United States Department of Agriculture and recommended in the current Compendium of Animal Rabies Vaccines prepared by the National Association of State Public Health Veterinarians. (Wherever cat rabies is a problem, officials should include cats). Such vaccination must be performed by a veterinarian duly licensed to practice veterinary medicine in the state or in a state where the practice is located.

(Ord. No. 591 2nd series, § 1, 4-21-2008)

**Cross reference(s)**—Definitions generally, § 1-2.

**SECTION 2:**            AMENDMENT “Section 14-2 General Regulations” of the Marshall Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Section 14-2 General Regulations

- (a) No persons shall rob, injure or destroy any birds' nests within the limits of any park or parkway within the corporate limits of this municipality, nor aim or discharge any air gun, slingshot or other weapon, or throw any stone or other missile at any bird or bird's nest or wild animal within a park or parkway within the corporate limits of this municipality, nor in any manner capture or kill any bird or wild animal therein.
- (b) It is unlawful for any person to keep any animal, not in transit, in any part of the city ~~not permitted by the zoning code~~ except:
  - (1) ~~for d~~Domestic pets which shall be kept for personal use only;-
  - (2) Farm animals as permitted in the agricultural zoning district defined in Chapter 86;

- (3) Farm, domestic, wild or exotic animals kept for display, exhibition, performance, or contest at the Lyon County Fairgrounds; or as part of a show, exhibition, or event for a period not to exceed 48 hours;
  - (4) Animals used in a parade which a city permit had been issued;
  - (5) Animals kept in a laboratory for scientific purposes;
  - (6) Domestic and Farm animals kept for retail sale in a business establishment located in a zoning area permitted under Chapter 86;
  - (7) Chickens as permitted under Article 14-V.
- (c) It is unlawful for any person to keep any animals in any structure infested by rodents, vermin, flies or insects.
- (d) No persons shall at any time set, lay, prepare or have in possession any trap, snare, artificial light, net, bird line, ferret or other contrivance for the killing, capturing or taking of any bird or wild animal within any park or parkway within the corporate limits of this municipality.
- (e) No person shall allow, permit or place any animal upon any public ~~park, bike path or foot bridge, or upon any grass, turf, boulevard, city park, cemetery, garden or~~ private property, without the specific permission from the owner. The restrictions of this subsection do not prohibit the appearance of any dog or cat upon streets or public property when the dog or cat is on a leash ~~or under the control of the person charged with its care.~~
- (f) No person shall allow or permit any animal to defecate upon any public ~~park, bike path or foot bridge, or upon any grass, turf, boulevard, city park, cemetery, garden or~~ private property, without specific permission from the owner, unless any and all excrement is immediately removed and disposed of in a sanitary manner by the person charged with the animal's care. Any person having custody ~~or control~~ of any animal when such animal is upon any of the places or areas described in this subsection to have in his possession a device or equipment for excrement removal.
- (g) All owners must provide proper nourishment, including water and food for their animals. Owners must maintain their property in a sanitary condition and must clean up and dispose of animal waste in a reasonable time so as to protect the public health safety and a general welfare.

(Ord. No. 591 2nd series, § 1, 4-21-2008)

**SECTION 3:            AMENDMENT** “Section 14-3 Prohibited Animals” of the Marshall Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Section 14-3 Prohibited Animals

No person, corporation, or business shall keep, maintain, offer for sale or harbor within the city farm, wild or exotic animals unless allowed under Article 14-V or Section 14-2. ~~any of the~~

following animals:

- ~~(a) Any animal or species prohibited or regulated by state or federal law.~~
- ~~(b) Any member, hybrid or crossbreeds and offspring from all subsequent generations of the cat family (felid) including but not limited to lions, tigers, cougars, bobcats, leopards, and jaguars, but excluding those recognized as domesticated house cats.~~
- ~~(c) Any naturally wild member, hybrid or crossbreeds and offspring from all subsequent generations of the canine family (canid) including but not limited to wolves, foxes, coyotes, dingoes, and jackals, but excluding those recognized as domesticated dogs.~~
- ~~(d) Any member or relative of the rodent family including but not limited to skunks (whether or not descended), raccoons or squirrels. Any poisonous, venomous, constricting or inherently dangerous member of reptile or amphibian families, crocodiles and alligators, except when confined to the owner's residence.~~
- ~~(e) Any, monkeys, apes, gorillas, or lemurs. Any bees, chinchillas or mink. Rabbits kept and maintained for breeding, production, or any other use excluding those recognized as domesticated pets. Any other animal that is not explicitly listed in this section which can be reasonable defined by the terms of this section.~~

~~Any farm animals including but not limited to cattle, oxen, buffalo, sheep, mules, goats, pigs, or other hoofed animals, chickens, ducks, geese, turkeys, pheasants, or other fowl, except as permitted in the agricultural zoning district defined in chapter 86.~~

(Ord. No. 615 2nd series, § 1, 10-27-2009)

**SECTION 4:            AMENDMENT** “Section 14-21 Vaccination Of Dogs And Cats” of the Marshall Municipal Code is hereby *amended* as follows:

#### AMENDMENT

##### Section 14-21 Vaccination Of Dogs And Cats

- (a) All dogs and cats three months of age and older shall be vaccinated against rabies. All unvaccinated dogs and cats acquired or moved into the city must be vaccinated within 30 days after purchase or arrival unless under three months of age, as specified in this section. Every dog and cat shall be revaccinated for rabies every 12 months. When a dog or cat is vaccinated with a vaccine that lasts longer than 12 months, it shall not have to be revaccinated during the period of the vaccine.
- (b) It shall be the duty of each veterinarian, when vaccinating any dog or cat, to complete a certificate of rabies vaccination (in triplicate) for each animal vaccinated. The certificate shall include the following information:
  - (1) Owner's name and address.
  - (2) Description of dog or cat (breed, sex, markings, age, name).
  - (3) Date of vaccination.
  - (4) Rabies vaccination tag number.

- (5) Type of rabies vaccine administered.
- (6) Manufacturer's serial number of vaccine.

~~Distribution of copies of the certificate shall be: The original will be forwarded to the rabies control authority, the first copy will be given to the owner, and the second copy will be retained by the issuing veterinarian. The veterinarian and the owner shall retain their copies for the interval between vaccinations.~~ A durable metal or plastic tag, serially numbered, issued by the City Clerk~~rabies control authority~~, shall be securely attached to the collar or harness of the dog or cat. Whenever the dog or cat is out of doors, whether on or off the owner's premises, the collar or harness with the vaccination tag must be worn.

- (c) The cost of rabies vaccination shall be borne by the owner of the dog or cat.
- (d) *Transient dogs or cats.* The provisions of this article with respect to vaccination shall not apply to any dog or cat owned by a person temporarily remaining within the city for less than 30 days, or any dog brought into the city for field trial or show purposes, nor for hunting dogs in the state for less than 30 days. Such dogs shall be kept under strict supervision of the owner. However, it shall be unlawful to bring any dog or cat into the city which does not comply with the animal health laws and import regulations of the state, which are applicable to dogs or cats.
- (e) It is recommended that organized shows and field trials require current rabies vaccination as a prerequisite of registration.

(Ord. No. 591 2nd series, § 1, 4-21-2008)

**SECTION 5:**            AMENDMENT “Section 14-46 Running At Large Prohibited” of the Marshall Municipal Code is hereby *amended* as follows:

AMENDMENT

Section 14-46 Running At Large Prohibited

It is unlawful for any person who owns, harbors, or keeps an animal, or the parents or guardians of any person under 18 years of age to allow an animal to run at large. ~~An animal shall not be deemed to be running at large if it is on a leash or otherwise under the control of the accompanying person.~~

(Ord. No. 591 2nd series, § 1, 4-21-2008)

**SECTION 6:**            AMENDMENT “Section 14-47 Dog And Cat Licenses” of the Marshall Municipal Code is hereby *amended* as follows:

AMENDMENT

Section 14-47 Dog And Cat Licenses

- (a) All dogs and cats over the age of three months, kept, harbored or maintained by their owners in the city, must be licensed with the city. ~~Licenses may be purchased through any designated veterinarian or the city clerk.~~ No license shall be granted for a dog or cat which has not been vaccinated pursuant to this chapter. The licensing provisions of his section shall not apply to dogs or cats whose owners are nonresidents temporarily within the city, commercial retailers, nor to dogs or cats brought into the city for the purpose of participating in any dog or cat show.
- (b) Applications for a dog or cat license shall be obtained through ~~a designated veterinarian or~~ the city clerk, on an application form supplied by the city, and shall state the owner's name and address, and the name, breed, color and sex of each dog or cat owned or kept by the owner. All applications shall be accompanied by a certificate of vaccination stating the dog or cat has been vaccinated according to the terms of this chapter.
- (c) ~~The city clerk shall provide all designated veterinarians with dog and cat licenses.~~ Upon receiving a valid application ~~and the licensing fee, a designated veterinarian or~~ the city clerk shall issue to the owner a license and a receipt. The license tag will have a prestamped registration number. The term of the license shall coincide with the duration of the rabies vaccination ~~tag~~ period. The pre-numbered license tag shall correspond to the receipt issued for the license. All licensed dogs and cats must wear a collar, with the tags firmly affixed to it, as evidence of such license for the current rabies vaccination period. ~~A duplicate for a lost tag may be issued by a designated veterinarian or city clerk upon presentation of the receipt showing the payment of the license fee for the current rabies vaceination period, and payment of a fee as designated by city council.~~ License tags are not transferable, ~~and no refunds made on any dog or cat license fee because of leaving the city or death of the dog or cat before expiration of the license.~~
- (d) ~~All dog and cat licenses shall expire on the date the rabies vaccination expires. The license fee for all dogs or eats shall be set by the city council. Fees received by the city clerk and designated veterinarians for dog and cat licenses and tags must be forwarded to the city clerk and used as designated by the city council.~~

(Ord. No. 591 2nd series, § 1, 4-21-2008)

**SECTION 7: AMENDMENT** “Section 14-49 Public Nuisance” of the Marshall Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Section 14-49 Public Nuisance

It is unlawful to own or keep an animal which is a nuisance to the public. It is unlawful for an

animal owner to act or fail to perform a legal duty where:

- (a) An animal owner intentionally maintains or permits a condition which unreasonably annoyed, injured, or endangered the safety, health, comfort, or repose of any member of the public;
- (b) An animal habitually worries, chases, or molests teams or persons traveling peaceably on the public road is a public nuisance~~passersby or passing vehicles;~~
- (c) An animal ~~A~~ attacks other animals unprovoked;
- ~~(d) Is repeatedly at large; or~~
- (e) ~~Damages private or public property~~ An animal damages plantings or structures or defecates on public property or on private property without the consent of the owner or possessor of the property shall be deemed a public nuisance.

(Ord. No. 591 2nd series, § 1, 4-21-2008)

**SECTION 8:**AMENDMENT “Section 14-71 Potentially Dangerous And Dangerous Animals” of the Marshall Municipal Code is hereby *amended* as follows:

AMENDMENT

Section 14-71 Potentially Dangerous And Dangerous Animals

- (a) *Potentially dangerous animals.*
  - (1) It is unlawful to own or keep an animal which is potentially dangerous to persons or property; provided, however, that the council may issue a special permit for keeping dog used for safety purposes. ~~An animal is deemed potentially dangerous if the following criteria are met:~~
    - ~~a. When unprovoked, inflicts bites on a human or domestic animal on public or private property;~~
    - ~~b. When unprovoked, chases or approaches a person, including a person on a bicycle, upon the streets, sidewalks, or any public or private property, other than the animal owner's property, in an apparent attitude of attack; or~~
    - ~~c. Has a known propensity, tendency, or disposition to attack unprovoked, causing injury or otherwise threatening the safety of humans or domestic animals.~~
  - (2) If an animal has been declared potentially dangerous, the owner must adhere to the following provisions within 14 days of the declaration:
    - a. The owner must post on the premises where the animal is kept, a clearly visible warning sign, including a warning symbol to inform children that there is a potentially dangerous animal on the property.
    - b. If the animal is outside of a proper enclosure as defined by Minn. Stat. § 347.50, the animal must be restrained by a substantial leash,



muzzled, and under the physical restraint of the responsible person.

(b) *Dangerous animals*. It is unlawful to own or keep an animal that is dangerous to persons or property; provided, however, that the council may issue a special permit for keeping dog used for safety purposes. ~~An animal is deemed dangerous if the following criteria are met:~~

- ~~(1) Without provocation, inflicted substantial bodily harm on a human being on public or private property;~~
- ~~(2) Killed a domestic animal without provocation while off the owners' property; or~~
- ~~(3) Been declared to be potentially dangerous, and after the owner has notice that the animal is potentially dangerous, the animal aggressively bites, attacks, or endangers the safety of humans or domestic animals~~

(Ord. No. 591 2nd series, § 1, 4-21-2008)

**SECTION 9:** AMENDMENT “Section 14-76 Enforcement” of the Marshall Municipal Code is hereby *amended* as follows:

#### AMENDMENT

Section 14-76 Enforcement

The civil and criminal provisions of this chapter must be enforced by those persons or agencies designated by the director of public safety. When taking action on any citation issued under this section, the city shall provide written notice of the violation in accordance with the administrative citation procedure set forth under Chapter 2 Article VII in the City of Marshall City Code. An owner may appeal pursuant to the administrative procedure process set forth in Section 2-409.

(Ord. No. 591 2nd series, § 1, 4-21-2008)

**SECTION 10:** ADOPTION “ARTICLE 14-V BACKYARD CHICKENS” of the Marshall Municipal Code is hereby *added* as follows:

#### ADOPTION

ARTICLE 14-V BACKYARD CHICKENS(*Added*)

**SECTION 11:**        **ADOPTION** “Section 14-80 Definitions” of the Marshall Municipal Code is hereby *added* as follows:

ADOPTION

Section 14-80 Definitions(*Added*)

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (a) **Backyard Chickens** means chickens, as permitted pursuant under this article, to be kept in residential backyards.
- (b) **Chicken** means a domesticated bird that serves as a source of food.
- (c) **Chicken Coop** means structure for the keeping and housing of chickens.
- (d) **Hen** means a female chicken.
- (e) **Rooster** means a male chicken.
- (f) **Run** means an enclosed area attached to a coop where chickens can roam unsupervised.

**SECTION 12:**        **ADOPTION** “Section 14-81 Generally” of the Marshall Municipal Code is hereby *added* as follows:

ADOPTION

Section 14-81 Generally(*Added*)

- (a) It is unlawful for any person to own, control, keep, maintain or harbor hen chickens in the Residential district of the City unless issued a permit to do so.
  - (1) No roosters are permitted.
  - (2) Up to five (5) chickens may be kept at any time.
  - (3) A run or exercise yard conforming with this section is required.
  - (4) The property shall be maintained in neat and sanitary condition so as not to become a public nuisance. The construction and use of any enclosures or pens and storage areas shall comply with all applicable building codes, Department of Agriculture regulations, and this article. No backyard chicken may be kept or raised in a manner as to cause injury or annoyance to persons or other animals on other property in the vicinity by reason of noise, odor, or filth.
  - (5) Other than licensed plants that process meat, poultry, and/or wild game, slaughter of chickens is prohibited within city limits and deceased chickens must be disposed of according to Minnesota Board of Animal Health rules and must be removed within 48 hours.

- (6) Chicken manure is to be contained in a weather and pest proof container.
  - a. Removed weekly or be used as fertilizer to incorporate into soil.
  - b. Must not be allowed to accumulate to cause unsanitary conditions or odors detectible from adjacent properties.
- (7) All food shall be stored in enclosed, rodent proof containers.
- (8) Consistent with City zoning, no commercial egg or chicken retail operations in any R district within the City.

**SECTION 13:**            **ADOPTION** “Section 14-82 Permits” of the Marshall Municipal Code is hereby *added* as follows:

ADOPTION

Section 14-82 Permits(*Added*)

- (a) Permits are to be issued annually from January 1 to December 31 with new applications submitted for each renewal. Applications are to be made to the City Clerk. The permit fee shall be as set forth in the resolution establishing fees and charges as may be amended from time to time by the city council.
- (b) Only one permit may be issued per lot.
- (c) If an applicant is not the owner of the property, the legal property owner must also approve and sign the application.
- (d) Permits are non-transferable to other properties and/or persons.
- (e) Site plans and coop designs are to be included with the permit application.
- (f) Exception. No permit is required under this article for the keeping of chickens in the Agricultural zoning district, provided, however, that all other applicable state and local requirements must be strictly adhered to when keeping chickens in said locations.

**SECTION 14:**            **ADOPTION** “Section 14-83 Confinement” of the Marshall Municipal Code is hereby *added* as follows:

ADOPTION

Section 14-83 Confinement(*Added*)

All permit holders shall adhere to the following requirements below related to chicken coops and runs. No permit shall be issued under this article unless an applicant can demonstrate an ability to comply with such requirements.

- (a) No resident shall keep chickens inside a residential dwelling or in an attached or detached garage, except that chickens under the age of six (6) weeks may be kept

- inside for brooding purposes.
- (b) Chickens shall be kept in a fully enclosed, wind and weatherproof secure roofed enclosed structure which has sufficient windows for natural light.
  - (c) The chicken coop must have a heat source for the winter months. Electrical and heat sources shall comply with the City's building code. Any installation of electricity must be installed with a permit and no extension cord to or within the coop may be used.
  - (d) Any coop and run shall be screened with a solid fence or landscaped buffer with a minimum height of four (4) feet and must be consistent with building and zoning codes.
  - (e) All coops and runs must be located within the rear or side yard subject to required setbacks and at least ten (10) feet from any property line and at least 20 feet from the principal dwelling of any adjacent lots.
  - (f) Coops must either be:
    - (1) Elevated with clear open space of at least 24 inches between the ground surface and framing/floor of the coop; or
    - (2) The floor, foundation and footing must be constructed using rodent resistant materials.
  - (g) Coops are not allowed to be in any part of a home and/or garage or attached to them. No chicken coop or run shall be constructed on any lot prior to the time of construction of the principal structure.
  - (h) Chickens must be secured in a chicken coop from sunset to sunrise each day. During daylight hours, chickens must be secured in either a chicken coop or in a run. No free range keeping of chickens is allowed.

**SECTION 15:**            **ADOPTION** “Section 14-84 Inspection” of the Marshall Municipal Code is hereby *added* as follows:

ADOPTION

Section 14-84 Inspection(*Added*)

- (a) Any property permitted to have chickens under this article, including any chicken coop or run located thereon, may be inspected at any reasonable time by authorized city staff to inspect for compliance with this article and any other applicable laws and regulations, with notice to the property owner and, if different, the occupant.
- (b) A failure to meet any of the requirements outlined in this article may result in an Administrative Citation to correct the violation(s) and also may result in suspension or revocation of the permit.

**SECTION 16:**            **ADOPTION** “Section 14-85 Violations” of the Marshall Municipal Code is hereby *added* as follows:

ADOPTION

Section 14-85 Violations(Added)

- (a) The animal control officer, police officer, or other official of the city, is authorized to issue a written notice of violation of any provisions(s) of this Article, therein stating that an administrative citation may be issued if the violation continues and may be subject to either criminal penalties in paragraph 2 below, administrative remedies pursuant to Section 2-412 of the Code or both.
- (b) Any person violating the provisions of this subchapter shall be guilty of a misdemeanor. Each day a violation continues to exist shall constitute a separate offense. Nothing herein shall preclude the city from enforcing this article through other available mechanisms, including, but certainly not limited to, a civil action seeking injunctive relief or any other remedy in law or equity.
- (c) Repeated violations or non-compliance may result in revocation of the permit. Falsification of information required for a permit is also grounds for denial or revocation of a permit. Revocations may be contested in accordance with Section 2-409.

**SECTION 17:**            **EFFECTIVE DATE** This Ordinance shall take effect after its passage and summary publication.

PASSED AND ADOPTED BY THE CITY OF MARSHALL COMMON COUNCIL

\_\_\_\_\_.

Presiding Officer

Attest

\_\_\_\_\_  
Robert Byrnes, Mayor, City of  
Marshall

\_\_\_\_\_  
Steven Anderson, City Clerk, City of  
Marshall