

**SPRING LAKE PARK
ORDINANCE 505**

**AN ORDINANCE AMENDING CHAPTER 9 OF THE CITY CODE BY ADDING
SECTION 9.12.030 CONCERNING PET STORES**

WHEREAS, commercial breeding facilities often fail to meet basic animal welfare standards, leading to significant health and behavioral issues in puppies and kittens sold through retail pet stores, which can result in unforeseen financial and emotional burdens on consumers; and

WHEREAS, existing federal and state regulations do not sufficiently protect the welfare of animals sold through pet stores, and the City lacks the resources necessary to effectively monitor breeding and sales practices at the local level; and

WHEREAS, restricting the retail sale of dogs and cats is a reasonable step toward reducing pet overpopulation and encouraging the adoption of animals from local shelters and rescue organizations, many of which already collaborate with pet supply retailers that do not sell commercially bred animals; and

WHEREAS, consumers retain the ability to obtain a pet of their choice from reputable sources, including shelters, breed-specific rescue organizations, and responsible breeders who provide transparency and allow direct interaction with the animals and their living conditions.

NOW THEREFORE, be it ordained by the Council of the Spring Lake Park, in the State of Minnesota, as follows:

SECTION 1: **ADOPTION** “9.12.030 Pet Stores” of the Spring Lake Park Municipal Code is hereby *added* as follows:

ADOPTION

9.12.030 Pet Stores*(Added)*

A. Definitions.

ANIMAL CONTROL AUTHORITY. Any governmental entity which is responsible for animal control operations in its jurisdiction.

ANIMAL RESCUE ORGANIZATION. Any not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code, whose mission and practice is, in whole or in significant part, the rescue of animals and the placement of those animals in permanent homes, and which does not breed animals.

ANIMAL SHELTER. Any not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code, whose mission and practice is, in whole or in significant part, the rescue of animals and the placement of those animals in permanent homes, and which does not breed animals.

CAT. A mammal that is wholly or in part of the species *Felis domesticus*.

CERTIFICATE OF SOURCE. A document from an animal control authority, animal rescue organization, or animal shelter which shall provide a brief description of the dog or cat, and shall list the name, address, and telephone number of the source (animal control authority, animal rescue organization, or animal shelter) of the dog or cat.

DOG. A mammal that is wholly or in part of the species *Canis familiaris*.

PET STORE. A commercial establishment, whether permanent or temporary, in which animals commonly kept as household pets, such as dogs, cats, birds, fish, reptiles, amphibians or small mammals, are offered for sale, adoption, barter, exchange or gift to the general public, whether directly or through an agent. **PET STORE** does not include: (1) a hobby breeder who breeds and sells animals exclusively from their residence, produces no more than 2 litters per year across all breeds and does not operate as a commercial enterprise or (2) an animal rescue organization, animal control authority or animal shelter.

B. *Restrictions on the Sale of Dogs and Cats by Pet Stores.*

1. No pet store shall sell, deliver, offer for sale, barter, auction, give away or otherwise transfer or dispose of cats and dogs.
2. Nothing in this section shall prohibit pet stores from collaborating with animal shelters, animal rescue organizations and animal control authorities to offer space for such entities to showcase adoptable dogs and cats inside pet stores. Such animals shall not be younger than eight (8) weeks old. Dogs that are showcased for adoption shall not be kept overnight at a pet store.
3. A pet store shall post and maintain a Certificate of Source in a conspicuous place on or within three feet of each dog's or cat's kennel, cage or enclosure.
 - a. A Certificate of Source shall be provided to the adopter of any dog or cat.
 - b. Certificate of Source records for each dog or cat shall be maintained by a pet store for at least one (1) year from the last date that a dog or cat appeared in the store.
 - c. Pet stores shall make Certificates of Source immediately available for review upon the request of a peace officer or animal control authority, or a humane agent pursuant to M.S. § 343.06, as it may be amended from time to time, acting on behalf of the City.

d. Falsification of a Certificate of Source shall be deemed a violation of this section.

C. Violation. Any violation of this section shall be considered a misdemeanor and is subject to the penalties prescribed in SLPC 1.04.200.

SECTION 2: **EFFECTIVE DATE** This Ordinance shall be in full force and effect upon adoption and publication according to law.

PASSED AND ADOPTED BY THE SPRING LAKE PARK COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Councilmember Wendling	_____	_____	_____	_____
Councilmember Goodboe-Bisschoff	_____	_____	_____	_____
Councilmember Dircks	_____	_____	_____	_____
Councilmember Moran	_____	_____	_____	_____
Mayor Nelson	_____	_____	_____	_____

Presiding Officer

Attest

Robert Nelson, Mayor, Spring Lake Park

Daniel R. Buchholtz, Administrator,
Clerk/Treasurer, Spring Lake Park