

103 **Definitions.**

The following words, terms and phrases shall have the following meanings:

Animal abuse or neglect. Includes any of the following:

- (1) Insertion of any implement into any bodily orifice, unless directed by a veterinarian specifically in connection with training for a medical or reproductive procedure.
- (2) Striking an animal with anything more substantial than a guide.
- (3) Striking an animal with any sharp object.
- (4) Striking an animal on or around any sensitive area.
- (5) Applying tools used in training repeatedly and with such force that they cause any physical harm to the animal (i.e. breaking the skin, bleeding, bruising, etc.)
- (6) Withholding or reducing an animal's daily recommended amount of food and/or water.
- (7) Withholding veterinarian care for any reason.
- (8) Failure to provide adequate care, exercise, feed, shelter, space and/or water.

City of the Village of Minnetonka Beach is referred to in this Code as the "City" or as "City of Minnetonka Beach."

City Staff means employees and others authorized to act on the City's behalf, including but not limited to, City Clerk/Administrator, Deputy City Clerk, Public Works Superintendent, Planning and Zoning Administrator and Police Chief.

Community Forest. Trees and other vegetation on both private and public property.

Council and **City Council** mean the City Council of the City of the Village of Minnetonka Beach.

Domestic Animals. Animals commonly accepted as domesticated household pets. Unless otherwise defined, such animals shall include: dogs, cats, caged birds, parrots or similar birds, gerbils, hamsters, guinea pigs, domesticated rabbits and pigs, ferrets, fish, non-poisonous, non-venomous and non-constricting reptiles or amphibians and other similar animals.

Event. A gathering of people that, at the request of Federal, State or other government authority or at the requests of the organizer of the event or the property owner on who's property the event is being held, requires City: law enforcement, security, emergency service, fire service, public works

service or other City services than are not normally required on a day- to-day basis, or are normally required to protect the public.

Exotic Animals. Animals commonly considered to naturally wild and not naturally trained or domesticated or which are declared dangerous by the City Council. Unless otherwise defined such animals shall include: Any member of the cat family such as lions, tigers, cougars, bobcats, leopards and jaguars but excluding domestic cats; any naturally wild member of the canine family such as wolves, coyotes dingoes, jackals and foxes, but excluding commonly accepted domestic dogs; any cross breed between a domestics dog and any other member of the canine family, unless the crossbreed is commonly accepted as a domestic pet; any member of relative of the rodent family not defined as a domestic pet; any member of the reptile family not defined as a domestic pet including but not limited to crocodiles and alligators, and any normally wild animal.

Farm Animals. Animals commonly associated with a farm or performing work in an agricultural setting. Unless otherwise defined such animals shall include: members of the equestrian family such as mules and horses; bovine family such as cows and bulls; sheep; poultry such as chickens, turkeys, pigeons or similar birds; fowl such as geese and ducks; swine; goats; and other similar animals.

Hazardous building or hazardous property. Any building or property that because of inadequate maintenance, dilapidation, physical damage, unsanitary condition, or abandonment, constitutes a fire hazard or a hazard to public safety or health.

Impoundment of Motor Vehicles, Recreational Vehicles, Trailers and Lake Related Accessory Uses. Removal of a Vehicle, Trailer, or Lake Related Accessory Uses to a storage facility or impound lot by a contractor for towing in response to an authorization from a police officer or authorized agent of the City.

Junk or Abandon Lake Related Accessory Uses, Water –Oriented Accessory Structures and Facilities, or Stairways. Any of the Accessory Uses which exhibits characteristics that would not allow it to be used for their intended use because of extensive damage, missing major parts, or lack of maintenance rendering the use a hazard to the public.

Junk or Abandoned Vehicle. Any vehicle, recreational vehicles or trailer which is: three years or older, in inoperable condition, extensively damaged, missing such parts as wheels, motor, transmission, serves as a source of repair or replacement parts, or is used for the sale of parts

thereof, is abandoned, or otherwise meets the definition in 168B.011 of the Minnesota Statutes.

Person includes all firms, partnerships, associations, corporations, clubs, churches and natural persons.

Property Owner, Owner of Record and Lien Holder of Record. A person having a right or interest in the building or property and evidence of which is recorded in the office of the county recorder or registrar of titles in the county in which the property is situated.

Public Nuisance. Public nuisance arise from a person's unreasonable, unwarrantable, or unlawful use of real or personal property, from unsound, pest infested or diseased trees or from improper, indecent, or unlawful personal conduct that obstructs, annoys, injures, or endangers the safety, health, comfort, of the public.

Tree disease. Any disease determined by the Commissioner of the Minnesota Department of Natural Resources to be harmful, injurious, or destructive to trees or community forests and that will or has a reasonable likelihood of spreading to other trees

Tree. Any tree, shrub, hedge or woody vegetation.

Tree Inspector. Shall be a qualified and certified person licensed by the Minnesota Department of Natural Resources and appointed by the City Council to provide advice to the City Council and to enforce section of Section 508 of this ordinance . The duties and responsibilities of the Tree Inspector are to be determined by the City Council.

Tree pest infestation. Any vertebrate or invertebrate animal, plant pathogen, or plant that is determined by the Commissioner of the Minnesota Department of Natural Resources to be harmful, injurious, or destructive to trees or community forests.