ORDINANCE NO. 1014

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE, MINNESOTA, ENACTING COTTAGE GROVE CITY CODE TITLE 5, CHAPTER 4, SECTION 14 REGARDING GOATS

The City Council of the City of Cottage Grove, Washington County, Minnesota, does hereby ordain as follows:

SECTION 1. ENACTMENT. The Code of the City of Cottage Grove, County of Washington, State of Minnesota, Title 5, Chapter 4, Section 14 is hereby enacted as follows:

5-4-14: TEMPORARY KEEPING OF GOATS FOR VEGETATION MANAGEMENT:

It is the purpose of this article to permit the temporary keeping of goats brought in for the purpose of vegetation management where vegetation, which may include non-native, invasive or noxious species cannot be otherwise reasonably removed using conventional methods.

A. Definitions.

1. *Buck* means a male goat.

2. *Doe* means a female goat.

3. *Goat* means an animal in the subspecies of Capra aegagrus hircus.


B. Permit required: Except as provided in section 5-4-14G, no person shall stable, keep, or permit any goats to temporarily remain on any lot or premises within the city without a permit.

1. Upon receipt of a completed application as provided in 5-4-14C, the City shall send a notice to property owners that are located within 150 feet of the grazing area that there is a permit application. Such notice shall not be required if the grazing area is 150 feet or more from any residential building or commercial building on the adjacent property. If, within 10 days of such notice, there are objections by 75% of the property owners in the notice area, then the permit must be approved by the Council.

2. Following the expiration of the 10-day notice period above, absent the receipt of the required number of objections by property owners in the notice area, the city clerk or designee shall issue a permit for goats. Failure to meet the requirements shall result in denial of the permit.

C. Application: Any person desiring a permit required under the provisions of this ordinance shall make written application to the city clerk upon a form provided by the city. The
application shall contain the following:

1. A description of the real property upon which it is desired to keep goats.
2. The breed and number of goats to be maintained on the property.
3. The dates the goats will be kept at the property.
4. A detailed site plan of the property showing the location and size of the proposed grazing area, including dimensions, a list of the vegetation on the property that is sought to be controlled by the grazing and the location of the fencing, as well as any goat pen or enclosure.
5. List of person(s) managing and monitoring the goats, including 24-hour contact information, accompanied by evidence of liability insurance in the amount of at least $1,000,000 per occurrence.
6. Signature from the applicant that the applicant will at all times keep the goats in accordance with all of the conditions prescribed by the city clerk, or modification thereof, and that failure to obey such conditions will constitute a violation of the provisions of this ordinance and grounds for revocation of the permit.
7. Signature of the property owner, if different than the applicant.
8. Application fee as established in the City’s Fee Schedule.

D. Limitations for the keeping of goats.

1. Permitted and prohibited goats: does and wethers are permitted; bucks are prohibited.
2. Permits shall not be granted from December through March.
3. Fences: Every owner, keeper, custodian, or harborer of goats shall erect and/or maintain a temporary or permanent fence to contain and confine all goats kept on the premises. The fence shall of sufficient height to contain the goats. A permanent fence shall comply with all fence requirements of this code. Any temporary electric fence shall have appropriate warning signs. The goats may be moved to a separate holding pen at night, which shall be located at least 150 feet from all residential buildings. All fencing and any temporary holding pens must be removed within 7 days after the goats are removed from the property.
4. Number of goats allowed: Up to four goats on parcels that are 10,000 square feet in area or less, with one additional goat per every 1,000 square feet of lot area over 10,000 square feet.
5. Nuisance: Goats shall not be kept in such a manner as to constitute a nuisance to the occupants of adjacent property.
6. The property shall be available for inspections by the city at all reasonable times to determine compliance with this ordinance, other city codes or state law.

E. Violations.

1. A violation of any provision of this ordinance or a condition of the permit shall be grounds for revocation of the permit by the city clerk.

2. Any person violating any conditions of this permit shall reimburse the city for all costs borne by the city to enforce the conditions of the permit including but not limited to the impounding and safekeeping of the goats.

F. Term of permit: No property owner or person shall store goats on a property for more than 30 consecutive days or 60 days in any 12-month period starting with the date the animals are moved onto the property.

G. Exception: No permit shall be required by a government agency as part of a vegetation management program on city, county or state-owned property.

H. Zoning District: This temporary permit is allowed in all zoning districts and is not subject to the regulations in Zoning Ordinance Section 11-3-7B.

SECTION 2. FEE. The fees administered by the City of Cottage Grove, County of Washington, State of Minnesota, shall be amended by adding the following fee under the Animal, Licenses section of the City Fee Table:

<table>
<thead>
<tr>
<th>Item</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Goats, Temporary Keeping of, Vegetation Management</td>
<td>$50.00 per Calendar Year</td>
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</tbody>
</table>

SECTION 3. SUMMARY PUBLICATION. Pursuant to Minnesota Statutes Section 412.191, in the case of a lengthy ordinance, a summary may be published. While a copy of the entire ordinance is available without cost at the office of the City Clerk, the following summary is approved by the City Council and shall be published in lieu of publishing the entire ordinance.

CITY OF COTTAGE GROVE
ORDINANCE 1014

The ordinance allows the keeping of up goats for vegetation management for up to 60 days per year with a permit. Proper fencing must be provided to ensure the goats are contained. Notice will be sent to property owners within 150 feet of the goat grazing area prior to the issuance of such permit.
SECTION 4. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed this _______ day of _____________________, 2019.

________________________________________
Myron Bailey, Mayor

Attest:

________________________________________
Joseph Fischbach, City Clerk

Published in the South Washington County Bulletin on [Date].