

## ORDINANCE NO. 86

### AN ORDINANCE RELATING TO THE USE OF TOWNSHIP GREEN (OPEN) SPACE FOR TRAPPING OF WILDLIFE AND PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF

THE TOWN BOARD SUPERVISORS OF THE TOWN OF WHITE BEAR ORDAINS:

**SECTION 1. TITLE AND PURPOSE.** This Ordinance is established for the purpose of regulating the use of traps for the trapping of wildlife on green (open) space in the Town of White Bear.

**SECTION 2. DEFINITIONS.** For the purpose of this Ordinance, terms defined herein shall have the following meanings described to them.

**2.1. ANIMAL** – shall mean any species of wildlife including birds, waterfowl, fish or other animals, excluding all animals kept as pets.

**2-2. GREEN (OPEN) SPACE** – means any property over 1 acre in size as shown on the White Bear Township 2030 Comprehensive Plan - Parks and Open Spaces Map dated October 18, 2010, as amended, and identified as Township Green Space.

**2-3. TRAPPING** – shall mean and refer to the act of placing traps for the purpose of capturing, restraining, or in any way interfering with an animal's movements.

**2-4. TRAPS** – shall mean those authorized by Minnesota Rule 6234.0900, Subpart 5; Minnesota Rule 6234.2200, Subparts 5 and 6. Said traps shall also satisfy all identification requirements set out in Minnesota Statutes.

### **SECTION 3. PROHIBITION.**

**3-1.** No person shall trap any animal within the confines of any green (open) space unless such person is:

**3-1.1.** Duly licensed by the State of Minnesota pursuant to Minnesota Statutes Section 97B.601, Subd. 2 and 4(a);

**3-1.2.** Such person is acting on behalf of Ramsey County; or

**3-1.3.** Acting on behalf of the Town as part of an authorized wildlife management program.

**3-2.** In addition, all persons described in either 3-1.1, 3-1.2, or 3-1.3 set forth out above shall register with the Town Clerk as follows:

**3-2.1.** Complete the Trapping Information Form which includes:

3-2.1.(a). Proposed dates of trapping;

3-2.1.(b). Number and type(s) of trap(s) to be used;

3-2.1.(b). Providing the state identification numbers of all traps to be placed before commencing any trapping operations;

3-2.2. Obtain Trapping Information Packet prepared by the Town.

**SECTION 4. PENALTIES.** Every person convicted of a violation of any provision of this Ordinance shall be punished as provided in Ordinance No. 26 (maximum fines).

**SECTION 5. SEVERABILITY.** Should any section, subdivision, clause or other provision in this Ordinance be held to be invalid by a Court of competent jurisdiction, such decision shall not affect the validity of the Ordinance as a whole or of any part hereof, other than the part to be held invalid.

**SECTION 6. NOTICE TO THE PUBLIC.** The publication of this Ordinance in the official newspaper in which the Board proceedings are published shall constitute notice to the general public.

**SECTION 7. EFFECTIVE DATE.** This Ordinance shall take effect and be enforced from and after its passage and publication.

Passed by the Town Board Supervisors of the Town of White Bear, Ramsey County, Minnesota this 5<sup>th</sup> day of September, 2012.

APPROVED:

  
\_\_\_\_\_  
WILLIAM R. MAMPLE, Chair

ATTEST:

  
\_\_\_\_\_  
WILLIAM F. SHORT, Clerk-Treasurer

BOARD OF SUPERVISORS:

William R. Mample, Chair

Robert J. Kermes, Supervisor

Ed M. Prudhon, Supervisor

Published in White Bear Press September 19, 2012.