

BYLAW NO. 3-1990

A BYLAW OF THE TOWN OF SOUTHEY
TO REGULATE AND CONTROL THE OWNERSHIP
AND POSSESSION OF CATS

WHEREAS it is recognized that a well- cared for cat can provide companionship for its owner:

AND WHEREAS it is also recognized that some cats may create a nuisance for neighboring properties;

AND WHEREAS the Town of Southey is empowered by Section 135 of The Urban Municipality Act, 1984 ss.s. 1983-84, c.U-11 to regulate and control persons owning or harboring any animal within the Town of Southey;

NOW THEREFORE, THE COUNCIL OF THE TOWN OF SOUTHEY, IN THE PROVINCE OF SASKATCHEWAN, ENACTS AS FOLLOWS:

In this Bylaw, unless the context otherwise requires, the expression:

- "Nuisance" includes fighting with other cats, defecating or spraying on private property without the permission of the owner or occupant of the property, howling or hissing at night, digging in flower beds or garbage containers and trespassing on private property:

IMPOUNDMENT

1. Where a Special Constable or the Administrator receives a complaint of a nuisance caused by a cat, the Special Constable or the Administrator may:
 - (a) seize and impound any cat found causing a nuisance;
 - (b) issue a trap to the complainant upon execution by the complainant of an agreement as set out in Schedule "A" to this Bylaw.
2. Where a trap is issued, the complainant shall:
 - (a) abide by the terms of the Cat Trap Permit agreement;
 - (b) personally check the trap each hour while the trap is set;
 - (c) in the event a cat is trapped, immediately contact the Administrator;
3. Where a cat is impounded, the Administrator shall:
 - (a) hold the cat for three days, unless earlier claimed by the owner of the cat;
 - (b) attempt to notify the owner of the cat, if known, of the impoundment;
4. An owner of a cat which has been impounded may claim the cat by:
 - (a) providing reasonable proof of ownership to the Administrator, and
 - (b) paying an impoundment charge and a housing charge, as may be specified in this Bylaw.
5. Where a cat is not claimed by the owner within three days of impoundment, the Administrator may dispose of the cat:
 - (a) by humane destruction; or
 - (b) put up for public adoption.
6. Notwithstanding the above, any cat suspected of having rabies or other life-threatening disease shall be isolated and may not be claimed, destroyed, or otherwise disposed of except after notice to the Medical Health Officer and then only in compliance with the direction of the Medical Health Officer.

CAT RUNS

1. Where cats are housed or kept in a cat run, the owner of the cat shall:
 - (a) daily cause all defecation to be removed from the cat run and disposed of in a sanitary manner;
 - (b) ensure that the cat run meets the following minimum requirements:
 - (i) base and flooring constructed or composed of impervious material or wood;
 - (ii) located no closer than one meter of any property line and no closer than five meters of any neighboring dwelling unit.
2. The Medical Health Officer may order the owner of any cat housed or kept in a cat run and the owner or occupant of any property upon which a cat run is located to remedy any contravention of the duties or minimum requirements set out in this section within a period of time specified in the Order.

DEFECATION

No owner of a cat shall fail to immediately remove any exposed defecation of the cat from private property, other than property owned or occupied by the owner, and dispose of the defecation in a sanitary manner.

PENALTIES

Any person who contravenes any provision of this Bylaw is guilty of an offence punishable on summary conviction by a fine in the amount not exceeding five hundred dollars (\$500.00) or, in default of payment by an individual, by imprisonment for a term of not more than thirty(30) days.

Barry Snow
Mayor

Connie C. Hall
Administrator

May 22, 1990
Date

Certified a true copy of Bylaw No. 3-1990 adopted by resolution of Council on the 22nd. day of May, 1990.

Connie C. Hall
Administrator

TOWN OF SOUTHEY

SCHEDULE "A"

(As provided by clause 2 (1)(b))

CAT TRAP PERMIT

DATE: _____

TRAP #: _____

The undersigned agrees to the following terms and conditions:

- to place the cat trap only on his or her property which is set;
- to personally check the cat trap regularly where the trap is set;
- in the event a cat is trapped, to immediately contact the Administrator at 726-2202. In the event that the Town Office is closed, the cat may be held until the Office reopens, but in no event for longer than 24 twenty-four hours. Where a cat is held, the undersigned is responsible for the humane treatment and shelter of the cat including feeding and watering. A captured cat should be left in the trap and placed in a shed, garage, basement or other place that is warm, dry and secure with a blanket placed over the trap to pacify the animal. Do not attempt to remove an unfamiliar cat from the trap -- this will be done by Town Personnel. If the undersigned cannot comply with this condition, the trapped cat must be freed unharmed;
- to ensure that no harm comes to any trapped cat while in his/her possession including exposure to inclement weather;
- any Animal Control Officer may enter the property of the undersigned to ensure the trap is being used properly;
- to advise the Administrator of the ownership of any cat trapped, if known;
- to be responsible for the trap, including the cost of repair and replacement if damaged, lost, or stolen;

IT IS A SERIOUS OFFENCE TO HARM ANY DOMESTIC ANIMAL

Address of intended location of trap: _____

I understand and accept all liability which may arise in connection with the use of this cat trap while it is in my possession and will save and indemnify the Town of Southey for all such liability.

Signature: _____

Name of Complainant: _____

Address of Complainant: _____

TAP RETURNED: Date _____ Received by: _____

Remarks: _____

SCHEDULE "B" TO BYLAW NO. 3-1990

Impound Charge - \$30.00

Housing Charge - \$10.00/day or portion thereof for every day held