

BYLAW NO. 5 - 2000

A BYLAW OF THE TOWN OF INDIAN HEAD TO REGULATE AND CONTROL THE OWNERSHIP AND POSSESSION OF CATS WITH THE TOWN.

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 Indian Head is empowered by Section 135 of **The Urban Municipality Act, 1984** to regulate and control persons owning or harboring any animal within the **Town Of Indian Head**;

NOW THEREFORE, The Council of the Town Of Indian Head, in the Province of Saskatchewan, enacts as follows

TITLE

1. This Bylaw may be referred to as the "*Indian Head Cat Control Bylaw.*"

INTERPRETATION

2. (1) In this Bylaw, unless the context otherwise requires, the expression:

"Administrator" means the Administrator for the Town of Indian Head;

"Animal Control Officer" means any person or agency appointed by Council to enforce the provisions of this Bylaw and to restrain, receive or impound cats;

"Cat Run" means a permanent structure outside of a residential dwelling unit used for the containment of a cat;

"Town" means Town Of Indian Head;

"Council" means the Council of the Town Of Indian Head;

"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, gardens or garbage containers and trespassing on private property;

"Owner" means any person owning, possessing or harboring a cat.

- (2) Explanatory notes included in this Bylaw are intended to assist in the interpretation of the provisions, but shall not derogate from any powers or duties created or imposed by the Bylaw.
- (3) If any section, subsection, sentence, clause, phrase or other portion of this Bylaw is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision and the holding of the Court shall not affect the validity of the remaining portions of the Bylaw.

IMPOUNDMENT

3. (1) Where an Animal Control Officer or the Administrator receives a complaint of a nuisance caused by a cat, the Animal Control Officer 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 pursuant to clause 3 (1) (b), 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 impounding charge and a housing charge, as may be specified in Schedule "B" to 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) by putting the cat up for adoption.
- (6) Notwithstanding the above, any cat suspected of having rabies or a life-threatening disease shall be isolated and may not be claimed, destroyed or otherwise disposed of except after notice to the Medical Health Officer for the Town of Indian Head and then only in compliance with the direction of the Medical Health Officer.

CAT RUNS

4. (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:

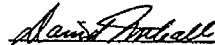
- (i) base and flooring constructed or composed of impervious material or wood;
 - (ii) the cat run shall not be located closer than one meter of any property line and no closer than five meters of any neighboring dwelling unit.
- (2) The Medical Health Officer may order the owner of any cat housed or 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

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

PENALTIES

6. 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 (\$500.00) dollars or, in default of payment by an individual, by imprisonment for a term of not more than thirty (30) days.



Mayor

(Seal)



Administrator

A Certified true copy of
Bylaw No. 5—2000, adopted
by resolution of Council on the
17th day of October, 2000.



Administrator

SCHEDULE "A" TO BYLAW NO. 5 - 2000

(As provided by clause 3 (1) (b))

CAT TRAP PERMIT

DATE _____

TRAP NO. _____

The undersigned hereby agrees to the following terms and conditions:

- to place and set the cat trap only on his or her property;
- to personally check the cat trap regularly while the trap is set;
- in the event a cat is trapped, immediately contact the Town Office at 695-3344. In the event the Town Office is closed, the cat may be held until the Town Office reopens. 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 Town Employee may enter the property of the undersigned to ensure the cat trap is being used properly;
- to advise the Administrator of the ownership of any cat trapped, if known;
- to repair or replace the cat trap if it is damaged, lost or stolen;
- the trap is to be returned to the Town Office four days after issuance.

IT IS A SERIOUS OFFENCE TO HARM ANY DOMESTIC ANIMAL

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

Name of Complainant: _____

Address of Complainant: _____

Signature of Complainant: _____

Date Trap Returned: _____

Remarks: _____

SCHEDULE "B" TO BYLAW NO. 5 - 2000

(As provided for in clause 4 (b))

CHARGES

- Impounding charge \$30.00
- Housing charge \$10.00 per day or
portion thereof
for every day held

TOWN OF INDIAN HEAD

BYLAW NO. 5-2005

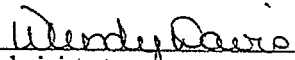
A BYLAW OF THE TOWN OF INDIAN HEAD TO AMEND BYLAW NO. 5-2000 KNOWN AS THE CAT BYLAW.

The Council of the Town of Indian Head, in the Province of Saskatchewan, enacts to amend Bylaw No. 5-2000 as follows:

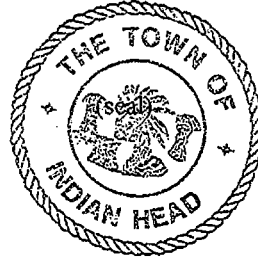
1. Bylaw No. 5-2000 is amended by changing the Impounding charge under Schedule "B" from \$30.00 to \$100.00.
2. This Bylaw shall come into force and take effect when adopted by Council.



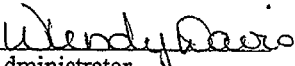
Mayor



Administrator



A certified true copy of
Bylaw No. 5-2005, adopted
by resolution of Council on the
2nd day of August, 2005.



Administrator