

TOWN OF MARYSTOWN

Pursuant to the powers conferred by Section 239 of The Municipalities Act, Chapter M-23, the Town Council of Marystown has made the following regulations:



Jerome Walsh

Mayor

REGULATIONS

1. These Regulations may be cited as the Town of Marystown (Cat) Regulations, 1995.

2. Interpretations: In these regulations unless the context otherwise requires:
 - (a) "Act" means the Municipalities Act;
 - (b) "Council" means the Town Council of the Town of Marystown.
 - (c) "Cat" means any domestic cat;
 - (d) "Impounder" means any person appointed as such by the Council for the purposes of these regulations;
 - (e) "Owner" means any person who owns a cat or who keeps or harbours a cat, or knowingly permits a cat to remain on or about any premises occupied by that person;
 - (f) "Pound" means any building designated and maintained by the Council for the purpose of impounding and keeping of cats;
 - (g) "Town" means the Town of Marystown as defined by Order-Of-Council dated the 18th day of December, 1951 and any amendments thereto, and made or continued under the provisions of the Act.

3. No cat shall be allowed to cause a nuisance. The owner of every cat shall be held responsible for the behaviour and keeping of such cat under control.

4. A cat shall be considered a nuisance if it damages, defiles or defaces on private property other than the owner's, or

causes an annoyance to persons in the neighbourhood by loud or frequent meowing, or interferes with persons or private or public property.

5. The Impounder may seize and impound any cat found at large in the Town and may enter any premises to recapture any cat that may escape from his control. For the purpose of these regulations, a cat shall be deemed to be at large when off the premises of its owner and not caged or kept on a suitable leash or harness or under the control of a responsible person.
6. Any cat found a causing a nuisance (as defined in regulation 3) on private property may be seized by the injuriously affected person or persons and held to be picked up by the Impounder.
7. The Impounder shall make a record on each identifiable cat impounded, indicating details on collar (if any), a basic description of the cat, and the date it was impounded.
8. The owner may recover an impounded cat upon providing the Impounder with such evidence of ownership of the cat as the Impounder may require, and upon payment of all fees in connection with the impoundment and keep of the cat.
9. The following seizing and impoundment fees shall be paid by the owners of cats seized or impounded, or deducted from the proceeds of any sales of such cats:

Seizing and Impoundment - 1st offence	\$25.00
Seizing and Impoundment - 2nd offence	50.00
Seizing and Impoundment - 3rd offence	75.00
Daily fee for each cat kept in pound	5.00
10. Subject to regulation 10, the Impounder shall keep any unclaimed cat in the pound for a period of 72 hours. After the expiration of such period, the cat may be sold or destroyed; however, the Impounder may destroy immediately any cat which has been impounded three times or more during a calendar year.
11. The Impounder may destroy any cat found at large within the Town, or any cat impounded by him, if, in his opinion, such cat is so diseased or injured or vicious or in such condition that it ought to be destroyed.

12. Authorization to Destroy & Method

The Impounder or other authorized person shall destroy, or cause to be destroyed, in a humane manner, all impounded cats which are not claimed and released or sold.

- a) Any cat to which these regulations apply may be destroyed by any Police Constable or any person, authorized in that behalf.
- b) Where any person is authorized to destroy a cat under these Regulations, he shall do so in a manner as humanely as possible and follow the methods approved by the S.P.C.A.
- c) The carcass of any cat destroyed shall be disposed of by burying or burning. It shall not be placed in the sea or in any pond, lake or river or stream or any water which flows into the sea, or any water shed area.
- d) The Impounder, or any other person authorized by the Council for the purpose, shall dispose of the carcass of any cat destroyed under the provision of Regulation 10 or 11 hereof, by
 - a. burying the carcass in the earth at a place that meets the approval of the Council and the Provincial Department of Health;
or
 - b. cremation of the carcass by placement thereof in the local municipal waste disposal incinerator;
or
 - c. any other method that meets the approval of the Council and the Provincial Department of Health.

13. Prosecution under these regulations may be taken summarily by any member of the Council or by any police authority or by any person authorized by the Council.

14. Every person who is guilty of an offense under these regulations, or who acts in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so, shall be liable on summary conviction to a fine not exceeding one thousand dollars (\$1,000.00) or in default of payment to a period of imprisonment not

exceeding ninety days, or to both such fine and a period of imprisonment.

15. These regulations were adopted and passed by Council at a meeting held on the 16th day of MAY 1995 and shall come into effect on the 17th day of MAY, and may be cited as the Town of Marystown (Cat Control) Regulations, 1995.



Dennis Kelly
Town Clerk