

CITY ORDINANCE NO 915

AN ORDINANCE ESTABLISHING CAT CONTROL AND ESTABLISHING FINES AND PENALTIES FOR VIOLATION THEREOF, AND REVOKING ALL CITY ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH:

BE IT ORDAINED BY THE CITY OF SEDAN, KANSAS, AS FOLLOWS:

SECTION I. LICENSING

- a.) No person shall own, keep, or harbor any cat within the City limits unless such cat is licensed as herein provided. Written application for a license shall be made to the City and shall state the name, address, and telephone number (if any) of the owner and the name, breed, color, sex, and distinguishing marks of the cat, and rabies vaccination date. The license fee shall be paid to the City at the time of making application. The City shall keep a record thereof. Such records shall be open to the public for inspection at all times, during regular business hours.
- b.) The yearly license fee shall be \$3.00 for a neutered male cat or spayed female cat, and \$5.00 for an unneutered male cat and for an unsprayed female cat. All licenses shall be issued for one year beginning on the first day of April. The owner may apply for the license during the month of April without penalty, but when an application, which should have been made by April 30 is not made until May 1 or afterward, the license fee shall be increased by \$2.00.
- c.) The City shall not issue a license to the owner of any cat unless the owner first provides the City with a vaccination certificate proving that the cat being licensed has a current vaccination against rabies administered by a veterinarian or his or her agent.
- d.) If ownership of the cat is transferred, the new owner may have the current license transferred to his name upon payment of the fee of \$1.00.
- e.) The owner of a cat is required to have a collar with a current city license tag attached to the collar. If a cat does not have a collar and/or tag, it is deemed feral. If a license tag is destroyed or lost, a duplicate or replacement may be obtained from the City upon payment of the fee of \$1.00.
- f.) The licensing provisions of this article shall not apply to non-residents of the City unless the cat is kept within the City limits for more than thirty days.

SECTION II. BASIC CARE REQUIREMENTS

- a.) It shall be unlawful for any person to own a cat within the City limits unless the cat has been inoculated against rabies by a licensed veterinarian or his or her agent and said inoculation is current as shown by a vaccination certificate for said cat. A vaccination certificate shall be any written form showing when the cat in question received an inoculation against rabies and the length of time for which the inoculation is effective.
- b.) The owner of a cat shall provide it with humane shelter from heat, cold, rain, wind, and snow, and shall give it food and water adequate to keep the animal in good health and comfort. All cats must be given the opportunity for vigorous daily exercise which must be provided by

their owners, and provided with veterinary care when needed to prevent suffering. No owner shall permit a cat to be a public nuisance.

SECTION III. CAT COMPLAINTS

a.) Should the City of Sedan or Central Dispatch receive a complaint of any cat being or creating a public nuisance offsite of the cat owner's property, the animal control officer shall make contact with the owner of the cat and the owner may be issued a warning. Upon the second complaint of a cat being or creating a public nuisance offsite of the cat owner's property, the animal control officer may issue a "notice to appear", summoning said owner to appear before the Sedan Municipal Court under this section.

b.) If the owner of any cat subject to a complaint cannot be located or the animal is deemed to be feral (any cat without a collar or tag), the animal control officer may trap the animal. Traps used must be humane in manner, and not cause injury to the animal. They must be placed on public property, or on private property with the permission of the property owner.

c.) Trapped cats defined under subsection (b) may be transferred to a State licensed veterinarian. Upon determination by the veterinarian, the cat is a candidate for a trap/spay-neuter/release program and/or adoption, the animal may be altered and released or it may be made available for adoption.

SECTION IV. PENALTIES

The violation of any provisions contained in this article is a class C misdemeanor, punishable by a sentence for which shall be a definite term of confinement in the Chautauqua County Jail, which shall be fixed by the court and shall not exceed 1 month, and/or a fine in a sum not to exceed \$200.00.

SECTION V. SAVINGS CLAUSE

All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

PASSED BY THE MAYOR AND APPROVED BY THE CITY COUNCIL, this 4th day of September, 2018.

Jack Warren, Mayor of Sedan, Kansas

ATTEST:

Sherry L Miller, City Clerk