

**STATE OF MICHIGAN
COUNTY OF HURON
VILLAGE OF PORT AUSTIN**

ORDINANCE NO. 76-94
KEEPING OF CATS.

**AN ORDINANCE REGULATING THE KEEPING OF CATS;
PROVIDING FOR THE IMPOUNDING OF CATS;
AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF.**

THE VILLAGE OF PORT AUSTIN ORDAINS:

Section 1.

It shall be unlawful for any person to own, possess, shelter, keep, or harbor more than three (3) cats over six (6) months of age at any one time in one residential building or in one garage, or in a residential building and garage, or in any business building or any other building, or on a residential, business, or other lot in the Village of Port Austin. The provisions of this section will not apply to cats that are kept by a veterinarian or in a veterinary hospital or by a commercial pet shop or licensed pound or shelter.

Section 2.

It shall be unlawful for any person to refuse to show or exhibit, at any reasonable time, any cat or cats which he is harboring, sheltering, or keeping in his possession or custody to any duly authorized member of the Police Department or the Health Officer of the County of Huron, his duly authorized assistants or employees.

Section 3.

It shall be unlawful to own, possess, shelter, keep, harbor, or maintain a cat or cats under such conditions or in such a manner as to create a nuisance by way of noise, odor, menace to health, or otherwise. The Police Department shall impound, or if unable to apprehend the same, may destroy any sick, diseased, or abandoned cat or cats which shall be running at large and shall be creating a nuisance by way of noise, odor, menace, or otherwise.

Section 4.

It shall be unlawful to own, possess, or harbor a cat which has an ugly or vicious disposition, displays vicious conduct, or in any way has molested any person in a public place or destroyed property of another.

Section 5. The Village, through its Police Department or Department of Public Works, shall take possession of all cats found to be running at large within the Village and shall transfer control of said cat to the Animal Control Department for Huron County, Michigan, for disposal in accordance with all applicable laws and regulations.

Section 6.

The Police Department shall maintain a complete record of all cats impounded, including a basic description, date acquired and under what circumstances, an date of notice sent to the owner of the cat and subsequent disposition under the provisions of this article.

Section 7.

Any person who violates or fails to comply with any provisions of this Ordinance shall be deemed to be guilty of a misdemeanor, and upon conviction thereof, be fined not more than One Hundred (\$100.00) dollars, or be imprisoned for a period not to exceed ninety (90) days, or to both such fine and imprisonment, in the discretion of the Court.

Section 8.

If any section, subsection, paragraph, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion thereof.

Section 9.

This ordinance shall become effective ten (10) days after its adoption and publication.

This ordinance is hereby declared to have been adopted by the Village of Port Austin at a meeting thereof duly called and held on the 22nd day of August, 1994

Notice of adoption published on August 29, 1994.

This ordinance shall become effective on September 8, 1994.

Dated: August 22, 1994

EDWIN KORN
Port Austin Village President

Dated: August 22, 1994

KAY GORDON
Port Austin Village Clerk