

Local Law

BOARD OF SUPERVISORS
WAYNE COUNTY

RESOLUTION NO. 631-91

ADOPTING LOCAL LAW IN RELATION TO REQUIRING COMPULSORY
ANTI-RABIES VACCINATION OF CATS IN WAYNE COUNTY

Mr. Thorne presented the following:

WHEREAS, a proposed local law in relation to requiring compulsory anti-rabies vaccination of cats in Wayne County was presented to the Board of Supervisors on September 17, 1991; and

WHEREAS, a public hearing on the proposed local law was held by the Board of Supervisors on October 15, 1991, in accordance with the notice of hearing duly posted and published in the manner prescribed by law; now, therefore, be it RESOLVED, that said local law is hereby adopted to read as follows:

LOCAL LAW NO. ____ - 1991
COUNTY OF WAYNE - STATE OF NEW YORK

A local law requiring compulsory anti-rabies vaccination of cats in Wayne County.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

SECTION 1: PURPOSE

The purpose of this law is to require compulsory anti-rabies vaccination of all cats in Wayne County.

SECTION 2: DEFINITIONS

(a) "Cat" means all members of the domesticated feline (felis, catus), 3 months of age or older.

(b) "Owner" means any person who keeps or harbors a cat, or any person who has a cat in the person's care, or any person who permits a cat to remain on or about any premises owned or occupied by the person.

(c) "Rabies Vaccine" means an animal rabies vaccine licensed by the United States Department of Agriculture and administered according to the recommendations of the National Association of State Public Health Veterinarians.

(d) "Vaccination" means the administration of rabies vaccine by a licensed veterinarian or under the supervision of a licensed veterinarian. A cat is considered vaccinated only during the time the vaccine has given it an immunity to rabies.

SECTION 3: VACCINATION

a) The owner of every cat which is three months of age or older shall have the cat vaccinated against rabies.

1. The duration of the vaccine's immunity shall be consistent with the specifications of the rabies vaccine used.
2. Evidence of vaccination shall consist of a certificate signed by a licensed veterinarian with the original certificate given to the owner and a copy retained by the person administering the vaccine.
3. The certificate shall legibly include a description of the cat, its age, sex, breed, the name and address of the owner, the date of vaccination, the name and address of the manufacturer of the vaccine, its type and lot number, the amount of the injection, the manner of the injection, and the date the cat shall be revaccinated.

b) The vaccination requirement shall not apply to the following:

1. cats owned by a non-resident while passing through Wayne County for a period not exceeding fifteen (15) days;
2. cats actually confined to the premises of incorporated societies devoted to the care or hospital treatment of lost, strayed or homeless animals;
3. cats confined to the premises of public or private hospitals devoted to the treatment of sick animals;
4. cats confined for the purposes of research institutions;
5. cats, when such vaccination would adversely affect the health of the cat as determined by a duly licensed veterinarian, in which case the veterinarian shall give the owner of the cat a statement verifying that the cat is exempt because the vaccination would adversely affect the health of the cat.

SECTION 4: ENFORCEMENT

The owner of an unvaccinated cat shall be subject to a notice of violation and to a penalty as provided in Section 5 herein when the cat is found at any time to be unvaccinated.

SECTION 5: PENALTIES

Any person convicted of a violation of this Local Law shall

be subject to a fine not to exceed \$100.00.

SECTION 6: VALIDITY

If any portion of this Local Law is adjudged to be invalid by a court of competent jurisdiction such adjudication shall be limited in its effect to the particular portion so adjudged, and the balance of this law shall remain in full force and effect.

SECTION 7: EFFECTIVE DATE

This Local Law shall take effect immediately upon its filing with the Secretary of State as provided in Section 27 of the Municipal Home Rule Law of the State of New York.

and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to number the local law in conformance with the filing requirements of the Secretary of State and to file the local law with the Secretary of State in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

Mr. DeAngelis moved the adoption of the resolution. Seconded by Mr. Prober. Upon roll call, all Supervisors voted Aye except Supervisor Colvin who voted Nay. The Chairman declared the resolution adopted.

Office Clerk of Board of Supervisors,
County of Wayne

I, hereby certify that I have compared the foregoing copy of a resolution with the original duly adopted by the above mentioned Board at a session held on the 15th day of October, 1991 and that the same is a true copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of the said Board, this 16th day of October, 1991.

Ray S. Groves, Deputy Clerk