

ORDINANCE NO. 2024 - 01

**CITY OF ST. CLAIR
COUNTY OF ST. CLAIR, MICHIGAN**

**AN ORDINANCE OF THE CITY OF ST. CLAIR, ST. CLAIR COUNTY, MICHIGAN TO AMEND
CHAPTER 10 "ANIMALS," BY ADDING ARTICLE III "CATS."**

THE CITY OF ST. CLAIR ORDAINS:

SECTION 1. AMENDMENT.

Chapter 10 of the City Code is hereby amended to read as follows:

ARTICLE III.—CATS

Sec. 10-36. - Keeping or harboring cat, interpretation.

Any person allowing any cat habitually to remain, to be lodged, or to be fed at his house, store building, enclosure, or premises shall be considered as keeping or harboring the cat within the meaning of this article.

Sec. 10-37. - Running at-large prohibited.

It shall be unlawful for any person owning, possessing, keeping, or harboring any cat to allow or permit such cat to run at-large within the limits of the city.

Sec. 10-38. - Certain duties imposed on owner.

(a) It shall be unlawful for any person owning, possessing, keeping, or harboring a cat to knowingly, or through failure to exercise due care or control, permit the cat to defecate on public property or on private property without the consent of the property owner or occupant thereof.

(b) A person owning or having custody or control of a cat shall be responsible for the removal of any excrement eliminated by such cat on public property or private property of another without consent of the property owner or occupant thereof, and it shall be a violation of this section for the person owning or having custody or control of the cat to fail to remove or provide for the removal in a sanitary manner of such excrement before taking the cat from the immediate area where such excretion occurred.

Sec. 10-39. - Penalty for violations of article.

A violation of this article shall be a misdemeanor as set forth by §1-12(b) of the City Code; however, in the discretion of the investigating officer, a first offense under this article may be deemed a municipal civil infraction.

SECTION 2. SEVERABILITY.

This Ordinance and each of the various parts, sections, subsections, sentences, phrases, and clauses hereof are declared to be severable. If any part, section, subsection, sentence, phrase, or clause is determined to be invalid or unenforceable by a court of competent jurisdiction, it is hereby provided that the remainder of the Ordinance shall not be affected thereby and shall remain in full force and effect.

SECTION 3. REPEAL OF ORDINANCES IN CONFLICT HEREWITH.

Any and all Ordinances of the City of St. Clair or any parts or provisions thereof, to the extent that they are contrary to or inconsistent with the provisions of the within Ordinance, are hereby expressly repealed.

SECTION 4. RATIFICATION.

All other provisions of the code of Ordinances of the City of St. Clair, Michigan except as herein modified or amended are hereby expressly ratified and affirmed.

SECTION 5. PUBLICATION.

This Ordinance shall be published in accordance with the terms, provisions, and requirements of the City Charter of the City of St. Clair, Michigan, and in accordance with and to the extent required by the statutes of the State of Michigan.

SECTION 6. EFFECTIVE DATE.

This Ordinance shall take effect on May 1, 2024 and upon publication in accordance with the provisions and requirements of the City Charter of the City of St. Clair.

ORDINANCE DECLARED ADOPTED.

William Cedar, Jr., Mayor
City of St. Clair, Michigan

CERTIFICATION

The foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of St. Clair, County of St. Clair, State of Michigan, at a regular meeting of the City Council held on the 22nd of January, 2024, and public notice of said meeting was given pursuant to and in accordance with the requirements of Act No. 267 of the Public Acts of 1976, as amended, being the Open Meetings Act, and the minutes of said meeting have been or will be made available as required by said Act.

Members Present: Cedar, Gottler, Kuffa, LaPorte, Paul, Volz, Watt

Members Absent: None

It was moved by Member Volz and supported by Member Kuffa to adopt the Ordinance.

Members voting yes: Gottler, Kuffa, LaPorte, Paul, Volz, Watt, Cedar

Members voting no: None

The Ordinance was declared adopted by the Mayor and has been recorded in the Ordinance Book of the City of St. Clair.

Annette M. Sturdy, City Clerk
City of St. Clair, Michigan

INTRODUCED: January 8, 2024
ADOPTED: January 22, 2024
PUBLISHED: January 26, 2024
EFFECTIVE: May 1, 2024