

BY-LAW NUMBER 43 (1970)

THE CORPORATION OF THE TOWN OF PELHAM

BEING A BY-LAW FOR ENTERING INTO AN AGREEMENT BETWEEN THE MUNICIPAL COUNCIL OF THE TOWN OF PELHAM AND THE WELLAND & DISTRICT SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS.

AND WHEREAS it is considered desirable to enter into such an agreement, to be effective April 1, 1970.

NOW BE IT THEREFORE ENACTED BY THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWN OF PELHAM:

1. THAT the Mayor and Clerk be empowered to enter into such an agreement and they are hereby authorized and directed to sign the engrossment of said proposed agreement and affix to it the Corporate Seal of the Municipality.

PASSED IN COUNCIL THIS 11 th. DAY OF MAY, 1970.

E. C. Brown acting mayor  
MAYOR

[Signature]  
CLERK

A G R E E M E N T

made in duplicate this 1st day of April, 1970.

B E T W E E N :

THE MUNICIPAL COUNCIL OF THE  
TOWN OF PELHAM, in the  
Regional Municipality of Niagara

OF THE FIRST PART

-and-

THE WELLAND & DISTRICT SOCIETY FOR THE  
PREVENTION OF CRUELTY TO ANIMALS

OF THE SECOND PART

WHEREAS the Parties hereto deem it expedient to enter into an agreement to provide for the impounding of dogs running at large within the limits of the Town of Pelham;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the premises and the mutual covenants and agreements hereinafter contained, the Parties hereto mutually covenant and agree as follows:

1. The Town shall, at its own expense, engage a dog catcher whose duty will be to patrol the streets and roads of the Town for the purpose of catching dogs running at large and deliver them to the S.P.C.A. dog pound.
2. The dog catcher will be entirely under the direction and control of the Town Council.
3. The Society shall, at its own expense, provide and operate a dog pound at its premises on the Island, in the City of Welland, or at such other location as the Town and the Society may from time to time mutually agree upon and the Society will receive, shelter and feed all dogs brought to the dog pound by the dog catcher.
4. The Society will maintain all dogs brought to the pound by the dog catcher for a minimum period of seventy-two hours unless in the case of certain dogs, known to be diseased and so certified by a qualified veterinarian, and the dog catcher and the Society's Humane Officer agree that such dog or dogs be destroyed forthwith.
5. The Society will release all impounded dogs to the owners thereof, upon being satisfied of such ownership, and upon the owner paying the Society a \$4.00 pound fee. The Society will require the owner of any dog not wearing the current year's dog tag, to produce his official receipt for payment of the Town's dog tax; upon failure to do so the Society will direct that the tax be paid before the dog is released to the owner.
6. All unclaimed dogs shall become the property of the Society and will be disposed of at the Society's discretion.

7. The Society agrees to collect dogs, cats or other animals injured in the public areas within the boundaries of the Town.
8. The Society agrees to call at private properties within the aforesaid defined areas of the Town, for unwanted dogs or cats when called by any resident of the Town, but reserves the right to collect a service fee from the resident who calls the Society to pick up sick dogs, cats or other animals to be destroyed, which could be destroyed at the instance of the owner by arrangement with a qualified veterinarian.
9. The Society will be responsible for the disposition of all animals destroyed at the pound.
10. The Society will not be bound to pick up dead animals.
11. The Town agrees to pay the Society the total amount of One thousand dollars (\$1,000) annually, payable quarter-yearly.
12. This Agreement shall be effective for one year.

IN WITNESS WHEREOF the Parties hereto have duly executed these presents.

THE MUNICIPALITY OF THE TOWN OF PELHAM

E. C. Brown Acting Mayor  
Mayor  
H. Mead  
Clerk

THE WELLAND & DISTRICT SOCIETY FOR THE  
PREVENTION OF CRUELTY TO ANIMALS

G. A. Burke  
President  
J. Sinclair  
Secretary