NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS
DIVISION OF ANIMAL INDUSTRY
10B AIRLINE DRIVE, ALBANY, NY 12235

MUNICIPAL SHELTER INSPECTION REPORT - DL-90

Rating: **Unsatisfactory30** Purpose: **Inspection**

DATE/TOA: **1/16/13 10:55 am**

LACKAWANNA SHELTER
67 REDDON STREET
LACKAWANNA NY 14218

Inspector #: **56**

These are the findings of an inspection of your facility on the date(s) indicated above:

1. Shelter is structurally sound	Yes
2. Housing area and equipment is sanitized regularly	Yes
3. Repairs are done when necessary	Yes
4. Dogs are handled safely	Yes
5. Adequate space is available for all dogs	Yes
6. Light is sufficient for observation	Yes
7. Ventilation is adequate	Yes
8. Drainage is adequate	Yes
9. Temperature extremes are avoided	Yes
10. Clean food and water is available and in ample amount	Yes
11. Veterinary care is provided when necessary	Yes

Community Pet Care Hospital provides services.

12. Dogs are euthanized humanely, by authorized personnel	Yes

Community Pet Care Hospital veterinary staff provides this service.

13. Complete intake and disposition records are maintained for all seized dogs	Yes
14. Dogs transferred for purposes of adoption in compliance with Article 7	Yes
15. Redemption period is observed before adoption, euthanasia or transfer	Yes
16. Owners of identified dogs are properly notified	Yes
17. Redeemed dogs are licensed before release	Yes
18. Proper impoundment fees paid before dogs are released	No

The impoundment fees are set in Local Law 66-10 of Chapter 66 of the City of Lackawanna code regarding the control of animals. The set amount of an impoundment fee as stated in local law was not consistently collected.

The correct impoundment fees were not appropriately charged to an owner of dogs seized the same day and one dog seized again a few months later.

19. Written contract or lease with municipality	Not Applicable

Town - City - Village Information for Inspection:

TCV CODE	TCV NAME
1427	City of Lackawanna

REMARKS:

City of Lackawanna Code 66-10 states "the impoundment fee shall be $25 for the seizure and $16 per each day or portion thereof after the seizure."

The following fees recorded as being paid are not in the amount stipulated in the city code:

Dog Control # 1/12 - seized 2/9/12, redeemed 2/10/12, recorded a $25 impoundment fee payment
Dog Control # 6/12 - seized 4/4/12, redeemed 4/5/12, recorded a $25 impoundment fee payment
Dog Control # 13/12 - seized 6/19/12, no redemption date recorded, recorded a $25 impoundment fee payment
Dog Control # 21/12 - seized 8/22/12, redeemed 8/23/12, recorded a $25 impoundment fee payment
Dog Control #25/12 - seized 11/26/12, redeemed 11/28/12, recorded a $41 impoundment fee payment

Two dogs owned by the same person were seized 2/12/12. The impoundment fee collected was calculated as the first impoundment for each dog. A dog belonging to the same person was seized on 5/12/12 and the impoundment fee calculated as the second impoundment. City of Lackawanna Code 66-10 states that a "person" who had a dog seized in the five years prior will pay higher fees upon subsequent seizures. In this case, the impoundment fees should have been calculated for a first and second seizure on 2/12 and a third seizure on 5/12.

REPRESENTATIVE PRESENT FOR INSPECTION: **Fred Grasso**
TITLE: **ACO**

REVIEWED BY: **Inspector #: 14**
REVIEWED DATE: **01/25/2013**