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: **Satisfactory365** Purpose: **Inspection**

DATE/TOA: **11/1/13 11:00 am**

SPCA OF NIAGARA COUNTY
2100 LOCKPORT RD
NIAGARA FALLS NY 14304

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

Dr. Persico and Grand Island Animal Hospital provide services.

12. Dogs are euthanized humanely, by authorized personnel	Yes

Current euthanasia technician certificates from the NY State Health Department are on file for two employees.

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

See the remarks section.

18. Proper impoundment fees paid before dogs are released	Yes

ALL FEES ARE COLLECTED BY THE TOWN CLERKS.

In a few cases, multiple dogs owned by the same person were seized and only charged a first impoundment fee. The law provides for redemption fees to increase upon subsequent seizure of ANY DOG owned by that person. Municipal Clerks should review Section 117.4 of NY State Agriculture and Markets Law and the municipal law or ordinance regarding impoundment fees. The proper fee, as stated in the law, must be collected.

19. Written contract or lease with municipality	Yes

Town - City - Village Information for Inspection:

TCV CODE	TCV NAME
2904	Town of Lockport
2913	City of Lockport
2905	Town of Newfane
2906	Town of Niagara
2908	Town of Porter
2901	Town of Cambria
2911	Town of Wheatfield
2915	City of North Tonawanda
2914	City of Niagara Falls
2907	Town of Pendleton

REMARKS:

Regarding the redemption of dogs:

- **Dogs seized by DCOs are redeemed upon proof of payment of an impoundment fee to the proper municipality.**
- **For dogs brought to the shelter by Good Samaritans and subsequently claimed by an owner, no proof of payment to the municipality is required as these dogs are considered by the shelter to have been seized under Article 26 of NY State Agriculture and Markets Law.**
- **The shelter may charge the owner a fee to cover the cost of holding the dog. This is allowed under Section 374.7 of Article 26 which states "the owner of the animal may redeem the same upon proving title to the satisfaction of such society and paying such society such amount, approved by a magistrate, as may have been reasonably expended by such society in connection with the care and maintenance thereof".**

Regarding the licensing of dogs:

- **In the case of Good Samaritan dogs, it has been determined that "proving title to a dog" as required in Section 374.7 of Article 26 may be in a form other than a license. For unlicensed dogs, the shelter may collect a license fee which is sent with an application to the proper municipality but has not been done in all cases.**

Regarding impoundment fees:

- **The inspector made contact with some town clerks in order to clarify the collection of impoundment fees as pertains to Article 7 or to their local code.**

REPRESENTATIVE PRESENT FOR INSPECTION: **Samantha Brown**
TITLE: **Front Desk Supervisor**

REVIEWED BY: **Inspector #: 14**
REVIEWED DATE: **11/08/2013**