

**WASILLA PLANNING COMMISSION
RESOLUTION SERIAL NO. 09-22 (SUB)**

A RESOLUTION OF THE WASILLA PLANNING COMMISSION TO ADD THE DEFINITION FOR ANIMAL RESCUE TO WMC 16.04.070; TO AMEND WMC 16.16.060 (J) REGARDING THE OPERATION OF CATTERIES; AND TO AMEND WMC 16.20.020 DISTRICT USE CHART TO MAKE AN EXCEPTION TO THE PROHIBITION OF CATTERIES IN THE R1 AND R2 ZONES.

WHEREAS, WMC 16.04.070,

“Animal Rescue” means the rescue of an animal in need of human intervention to protect its health or welfare. A rescued animal may be held in a rescue facility such as a cattery for no more than three months.

WHEREAS, WMC 16.16.060 (J), states,

“J. Kennel/Cattery. A kennel/cattery may be allowed if a site plan is approved and the kennel/cattery building, dog runs or other outside housing area is separated from any residential zoned lot line by a minimum of fifty (50) feet. **Notwithstanding the prohibitions in 16.20.020 a cat rescue may be permitted in the R1 and R2 zones by Use Permit (UP) with the following terms and conditions:**

1. **The maximum number of cats in the animal rescue structure is determined by the amount of space needed per cat plus access, exercise, storage and treatment areas. The primary facility where the cats are housed shall have a minimum of 30 cubic feet per mature cat and 18 cubic feet per kitten.**

a. **In calculating the cubic feet per cat the following shall not be included:**

- i. Food preparation or food storage areas;
- ii. Cleaning supply areas;
- iii. Medical treatment or storage areas;
- iv. Waste disposal or storage areas;
- v. Areas used for human habitation;
- vi. Areas where other animals are housed regardless of genus and species; and
- vii. Areas where motor vehicles, personal property or other household materials are stored, kept or parked.

2. All physically mature cats shall be neutered or spayed at the earliest medical possibility by the animal rescue. If a cat has not reached the appropriate age of maturity to be neutered or spayed the animal rescue facility must collect a fee reasonably calculated to pay for the cost of the sterilization of the cat. The fee may be returned to the pet owner if proof is provided of the completion of the procedure or forwarded to a licensed veterinarian once the procedure has been completed.

3. If the primary enclosure is not of sufficient size to allow the cat(s) to express their specialized loco motor patterns, then an area shall be made available for the cat(s) to exercise and scratch at least once a day. The primary enclosure must comply in all respects with Title 7.

4. All animal rescues must be registered with City of Wasilla Animal Control as required by Title 7.

5. The Animal Control Officer may visit the property unannounced during regular work hours to review conditions upon which an animal rescue is operating.

6. A bond is required to be posted in the amount of \$5,000 to operate an animal rescue facility of more than 20 cats.

7. The City Planner may elevate an application for a cattery to the Planning Commission for decision or review at any time.

WHEREAS, WMC 16.20.020, states,

16.20.020 District use chart.

A. The following chart summarizes the uses allowed and the standard of review for each use. In the commercial and industrial districts, more than one building housing a permissible principal use may be erected on a single lot, provided that each building and use shall comply with all applicable requirements of this chapter and other borough, state or federal regulations.

Districts	RR Rural Residential	R1 Single- Family	R2 Residential	RM Multi- family	C Commercial	I Industrial	P Public
Uses							
Animal Shelter	<u>UP</u> [EX]	<u>EX</u>	EX	EX	CU	UP	UP
Kennel/Cattery	UP	EX*	<u>EX*</u> [CU]	EX	UP	<u>UP</u> [EX]	EX

*** May be permitted with UP per criteria of WMC 16.16.060 (J) if single-family dwelling is principal use of lot.**

FAILED by the Wasilla Planning Commission on December 8, 2009.

APPROVED:

Stan Tucker, Chairman

ATTEST:

Jim Holycross, City Planner

VOTE: YES: Wall, Laub-Elkins, Webb
 NO: Buswell, Kelly, Tucker