

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF SUNNYVALE SUSPENDING ENFORCEMENT OF
SUNNYVALE MUNICIPAL CODE SECTION 6.05.010
REGARDING IMPOUNDMENT OF HEALTHY STRAY
CATS BY ANIMAL CONTROL OFFICERS**

WHEREAS, on April 19, 2007, the City of Sunnyvale entered into a 20-year agreement with the Humane Society of Silicon Valley (“HSSV”) regarding the provision of shelter, animal, veterinarian and after-hours emergency animal services within the territorial jurisdiction of the City; and

WHEREAS, on October 8, 2019, the City of Sunnyvale adopted Ordinance No. 3146-19 which was a comprehensive re-write of Title 6: Animals, and imposed several mandatory duties on the City and residents regarding the provision of wild and domesticated animals within the City limits; and

WHEREAS, on December 18, 2024, HSSV experienced a devastating fire to its Milpitas facility that was subject of the City-HSSV 20-year agreement. HSSV subsequently notified the City of its intent to terminate the 20-year agreement; and

WHEREAS, the City has solicited information from qualified service providers on an emergency basis to fill the immediate need previously served by HSSV in order to fulfill its obligations under SMC Title 6, however the service provider identified cannot fulfill the needs as to the City’s obligation to impound healthy, stray cats under SMC section 6.05.010; and

WHEREAS, because SMC section 6.05.010 expressly requires City Animal Control Officers to take further action in the event that they encounter stray animals and the City’s emergency vendor is unable to provide such services related to healthy, stray cats, the City Council finds that suspending enforcement of this code section is necessary and appropriate.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The City of Sunnyvale hereby suspends enforcement of all local Sunnyvale laws and regulations imposing an affirmative duty to impound healthy, stray cats, including but not limited to SMC 6.05.010.

Adopted by the City Council at a regular meeting held on _____, by the following
vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

DAVID CARNAHAN
City Clerk
(SEAL)

LARRY KLEIN
Mayor

APPROVED AS TO FORM:

REBECCA L. MOON
City Attorney