

THE CORPORATION OF THE TOWNSHIP OF DUBREUILVILLE

BY-LAW 96-08

Being a By-law to licence, regulate and control dogs within the Township of Dubreuilville.

WHEREAS the Municipal Act R.S.O. 1990, Chapter M.45, Section 210, Paragraph 1, provides that by-laws may be passed by the councils of local municipalities for prohibiting or regulating the keeping of animals or any class thereof within the municipality or defined areas thereof and for restricting, within the municipality or defines areas thereof, the number of animals or any class thereof that may be kept by any person, or that may be kept in or about nay dwelling unit or class of dwelling unit; and

WHEREAS the said Act, Section 210, Paragraph 8, provides that by-laws may be passed by the councils of local municipalities for requiring, within any defined areas of the municipality, an owner of a dog to keep the dog leashed and under the control of some person when the dog is on land in the municipality other than that of the owner, unless prior consent is given by the person owning the land on which the dog is found; and

WHEREAS the said Act, Section 210, Paragraph 9, provides that by-laws may be passed by the councils of local municipalities for requiring an owner of a dog to remove forthwith excrement left by the dog anywhere in the municipality and for excluding from the operation of the by-law such class or classes of physically handicapped persons as may be set out in the by-law; and

WHEREAS the said Act, Section 210, Paragraph 10, provides that by-laws may be passed by the councils of local municipalities for requiring the muzzling or leashing of a dog after it has bitten a person or a domestic animal; and

WHEREAS the said Act, Section 210, Paragraph 11, provides that by-laws may be passed by the councils of local municipalities for licensing and regulating and requiring the registration of dogs and for imposing a licence fee on the owners of them; and

WHEREAS the Council of The Corporation of the Township of Dubreuilville considers it desirable to licence, regulate and control dogs within the Township of Dubreuilville;

NOW THEREFORE the Council of The Corporation of the Township of Dubreuilville enacts as follows:

SECTION 1.00 - DEFINITIONS

1.01 In this By-law:

- (a) "animal control officer" means the person appointed by Council to uphold the provision of this by-law or his/her designate;
- (b) "council" means the Council of the Corporation of the Township of Dubreuilville;
- (c) "dog" means any dog, male or female, over the age of twelve (12) weeks;
- (d) "owner" means and includes a person who possesses or harbours a dog and, where the owner is a minor, the person responsible for the custody of the minor;

- (e) "public park" means a park, recreation area, recreation centre, play lot, playground, school yard, athletic field, square, avenue, boulevard, drive and any building thereon intended for, or used by, the general public;
- (f) "Township" means The Corporation of the Township of Dubreuilville.

SECTION 2.00 - LICENCE

2.01 DUTY OF OWNER

Every owner of a dog shall annually not later than May 15th in each year or within thirty (30) days of becoming an owner at a later date cause the dog to be registered, described and licensed at the Township of Dubreuilville.

2.02 LICENCE FEE

At the time of registration, the owner applicant shall be required to pay to the Township, a licence fee as set out in Schedule "A" attached hereto and forming part of this by-law.

2.03 DOG TAG - ISSUE

On payment of the licence fee for a dog the owner shall be furnished with a dog tag from the Township which shall bear the serial number and the year in which it was issued.

2.04 DOG TAG - FIXED ON DOG

The owner of a dog shall keep the dog tag securely fixed on the dog at all times until renewed or replaced.

2.05 DOG TAG - LOST

The fee charged for the replacement of lost dog tags shall be five dollars (\$5.00).

2.06 RECORDS TO BE KEPT

All licenses and tags issued pursuant to this by-law shall be serially numbered and a record of their issue shall be kept by the Township. Such registration shall set out the name and address of the owner, the name of the dog and information as to the date of the dog's last anti-rabies inoculation.

2.7 ANTI-RABIES VACCINE CERTIFICATE

Upon application for a licence the owner may be required to produce a certificate signed by a practising veterinarian that the dog has been inoculated with an anti-rabies vaccine within a period of twenty-four (24) months prior to the date of application for a licence.

SECTION 4.00 - RUNNING AT LARGE

4.01 Prohibited within municipality

The running at large of dogs is prohibited within the municipality and no owner of a dog shall allow the dog to run at large.

4.02 TRESPASSING PROHIBITED

No owner of a dog shall permit it to trespass on any private-property. No owner of a dog shall permit it to trespass on any public park where properly worded signs have been erected and are on display.

4.03 LEASHING OF DOG

For purposes of this by-law, a dog shall be deemed to be running at large when it is found under the effective control of an adult person and not under leash, unless the dog is on the lands of a person who has given prior consent to its being unleashed.

4.04 LENGTH OF LEASH

For the purposes of this by-law, no leash shall exceed 2.4 metres (8 feet).

SECTION 5.00 - DOG WASTE

5.01 EXCREMENT REMOVAL

Every owner of a dog shall remove forthwith and dispose of any excrement left by the dog on any property in the municipality.

5.02 EXCEPTIONS

The provisions of this Section do not apply to a guide dog within the meaning of the Blind Person's Rights Act or a Police Work Dog.

SECTION 6.00 - IMPOUNDING OF DOGS

6.01 AUTHORITY OF IMPOUND

The Animal Control Officer may seize and impound any dog found running at large.

6.02 RECORDS TO BE KEPT

The Animal Control Officer shall keep a record of every dog impounded or seized, including the date it was impounded, a description of the dog, the licence and tag number if it wore a tag, and the date of disposition and the disposition made.

6.03 RESTORATION TO OWNER

Possession of the dog may be restored to the owner if the owner claims possession of the dog within three (3) days (exclusive of statutory holidays, Saturdays and Sundays) after the date of seizure or impounding.

6.04 CONDITIONS TO RELEASE

The Animal Control Officer may release an impounded dog to its owner if satisfied that the dog is licensed for the current year after identification of the dog by the owner and payment by the owner of thirty dollars (\$30.00).

6.05 DISPOSAL BY ANIMAL CONTROL OFFICER

- a) In the event that possession of any impounded dog has not been restored to the owner within three (3) days (exclusive of statutory holidays, Saturdays and Sundays) after seizure, the dog may be destroyed or otherwise disposed of by the Animal Control Officer. No damages or compensation shall be recovered on account of any disposition made thereunder.

- b) In the event that a dog owner requests that his dog be destroyed or otherwise disposed, the Animal Control Officer may do so as per schedule fee (attached).

6.06 DISPOSAL FOR HUMANE REASONS

Where a dog which has been seized is injured or should be destroyed without delay for humane reasons, the Animal Control Officer may dispose of the dog in a humane manner as soon after seizure as he/she thinks fit without permitting any person to reclaim the dog and no damages or compensation shall be recovered on account of such disposition.

SECTION 7.00 - PENALTIES

- 7.01 Any person violating any of the provisions of this By-law shall be subject to a penalty of not less than one hundred dollars (\$100.00), exclusive of costs, and all such penalties shall be recoverable under the provisions of Part II and Part III of the Provincial Offences Act.

SECTION 8.00 - MISCELLANEOUS

- 8.01 That By-Laws 78-17, 78-18, 79-19 be and are hereby repealed.

READ AND PASSED THIS 26th DAY of MARCH 1996.


REEVE


DEPUTY CLERK

SCHEDULE OF FEES

1. ANNUAL FEE FOR DOG LICENCE:

For each neutered male or spayed female	\$15.00
(If renewed before May 15th)	\$10.00
For each unneutered male or unspayed female	\$25.00
(If renewed before May 15th)	\$20.00

2. FEE FOR IMPOUNDED DOGS:

Each time dog is impounded	\$30.00 per day
(plus fee for licence, if required)	

3. FEE FOR DISPOSAL OF DOGS:

For each request	\$30.00
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4. REPLACEMENT FEE:

Licence replacement fee	\$ 5.00
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