

By-Law No. 87-32

A BY-LAW RESPECTING THE CONTROL OF DOGS

IN THE VILLAGE OF BLACKS HARBOUR

BE IT ENACTED BY THE VILLAGE COUNCIL OF THE VILLAGE OF BLACKS HARBOUR AS FOLLOWS:

1. This By-Law may be cited as the "Dog By-Law".
2. This By-Law applies to all the area of the Village of Blacks Harbour.
3. In this By-Law
 - (a) "Clerk" means the Village Clerk of the Village of Blacks Harbour
 - (b) "Council" means the Village Council of the Village of Blacks Harbour
 - (c) "Owner" is a person who is a legal or de facto owner of a dog and includes a person who
 - (i) is in or has had possession of a dog
 - (ii) allows a dog to remain about his property or properties under his control, or
 - (iii) registers a dog under this By-Law.
 - (d) "Running at large" means to be unleashed
 - (i) in a public place,
 - (ii) on private property other than the owner, or
 - (iii) in a forest or wooded areas while not in the company and control of the owner.
 - (e) "Dog Constable" means anyone so designated by the Village Council. (not required to be sworn in)
 - (f) "Dog Tag" means a metal plate showing the registration number and the year of registration.

4. (a) Schedule of License Fees

Kennel License -	\$20.00
Female Dog	\$10.00
Male Dog	\$ 5.00

- (3) A kennel license shall apply to every dog which has been registered by and is in the kennel of an applicant and shall be in lieu of any other license required under section 5.
 - (4) The owner of a kennel must ensure that all dogs belonging to him are registered at all times.
7. The Dog Constable shall
- (1) Keep a record of the registration of all dogs under this By-Law showing the date of registration, the registration number, the name and description of each dog and the name and address of the owner;
 - (2) Deliver to the owner of the dog at the time of the registration a dog tag;
 - (3) When she/he issues a kennel license, deliver to the holder of the license a dog tag for each dog owned by the holder of the license; and
 - (4) Upon the payment of the sum of One dollar (\$1.00) to him by a person who loses a tag issued under this By-Law, issue that person a replacement tag.
8. The owner of every dog registered under the By-Law shall have the dog wear at all times a collar to which the dog tag shall be attached.

RUNNING AT LARGE

9. No owner of a dog shall allow the dog to run at large within the Village of Blacks Harbour

RABIES

10. (1) The owner of a dog which has not been vaccinated against rabies shall cause such dog to be so vaccinated
- (a) within ten (10) days of acquiring the dog, if it is more than three months of age, or
 - (b) within ten (10) days after the dog has reached the age of three (3) months, and
 - (c) thereafter annual booster injections as required.
- (2) Any dog known or suspected of being rabid shall be seized by the Dog Constable, isolated and the Health Officer notified.

- (iii) provides payment for all costs incurred thereby, including seizing, impounding, maintenance and selling or destroying the dog, and such costs, shall be a debt due the Village and may be enforced in a Court of competent jurisdiction.
- (8) An impounded dog which has not been claimed within seventy-two (72) hours of the time it is seized may be disposed of by the Dog Constable subject to subsection (9).
- (9) Upon receiving written permission from the clerk, the pound keeper may destroy a dog which is impounded in a manner which is approved by the Society of the Prevention of the Cruelty to Animals if such dog
 - (a) has not been claimed within the time specified under subsection 7 and cannot be sold, or
 - (b) is injured or diseased.
- (10) Before any action is taken to seize and impound a dog by the Dog Constable as a result of a Complaint, the complainant shall give his name and address to the Dog Constable or the Village Clerk or a member of the Blacks Harbour Police Force.
- 12. The money derived from the sale of any dogs shall be applied towards the cost of seizing, impounding and maintaining the dog and the balance, if any, shall be paid to the Village Treasurer to be used for the general purpose of the Village of Blacks Harbour.
- 13. Any person who purchases from a pound keeper or Dog Constable a dog that is not registered and licensed under the By-Law shall register and license the dog before taking possession of it, if the person is a resident of the Village of Blacks Harbour.

OFFENCES

- 14. The Dog Constable and any member of the Village of Blacks Harbour Police Force are hereby designated to lay and may lay information for violations of the By-Law.
- 15. (1) Every owner of a dog shall be guilty of an offence and liable upon summary conviction to a fine of not less than ten dollars (\$10.00) and not more than two hundred (\$200.00) and in default of payment is liable to imprisonment in accordance with the provisions of the Summary Convictions Act if his dog:
 - (a) causes a disturbance by barking, or

Kenneth Hooper

Mayor

Deanna Hunter

Clerk

During the Special Meeting, January 24th, 1996 the following resolution was made for the purpose of amending By-Law *87-32, "A By-Law Respecting the Control of Dogs In the Village of Blacks Harbour. Clause 4 (b) FEE SCHEDULE, Schedule of Costs:

As per telephone conversation with Mike Shannon, S.P.C.A., November, 2000, he advised the fees haven't changed.

The price list of the Charlotte County Pound, based on letter from Mike Shannon, dated November 20, 1995, are as follows:

\$25.00 - vehicle expense, if called to pick up a dog (eff. 1997)

\$10.00 / day impound fee; for the care of the dog.

The number of days the dog will be kept to be decided by the Town.

\$35.00 – disposal, if the owner does not come. The animal will be put to sleep or a home will be found – decision made by pound keeper.

\$25.00 – impound fee for first day, plus \$10.00 for each day after (for owner if they come for dog)

The owner of the dog will bring with him all receipts from the Village office of any fines or licenses required before the dog will be released. Upon receipt of the impound fee and if receipts are satisfactory, the dog will be released to its owner.

Irene Wright