

# VILLAGE OF FRASER LAKE

## BYLAW NO. 607, 2003

A bylaw of the Village of Fraser Lake to licence dogs and regulate animals within the Municipality.

The municipal council of the Village of Fraser Lake in open meeting assembled, enacts as follows:

1. **Citation:**

This bylaw may be cited for all purposes as the Village of Fraser Lake Animal Control Bylaw No. 607, 2003.

2. **Definitions:**

**Animal** includes a dog

**Animal trap** means any apparatus approved by council for the entrapment of animals

**At large** means being elsewhere than on the lands or premises of the owner and not being under the immediate charge and control of a responsible person.

**Council** means the Municipal Council of the Village of Fraser Lake

**Village** means the Village of Fraser Lake

**Dog** means an animal of the species canine that is apparently over the age of six months

**Guide dog** means a dog trained by the Canadian National Institute for the Blind or a dog trained by the Western Canada Handi and Hearing Ear Dog Society.

**Enclosure** means a fence or structure of at least six (6) feet in height forming or causing an enclosure suitable to prevent the entry of young children and suitable to confine a vicious dog.

**Impounded** means seized, delivered, received or taken into the pound or in the custody of the poundkeeper.

**Keeps** means possesses, harbors, brings upon for a period in excess of 24 hours or feeds on a regular basis on a parcel of land.

- Leash** means a chain or other material of sufficient strength that does not exceed six (6) feet in length that is suitable for control of a dog.
- License** means a license that has been issued for a particular dog.
- License tag** means a metal license tag issued by the Village of Fraser Lake.
- Licensed dog** means a dog that is wearing either on its collar or harness, a license tag.
- Owner** means any person who possesses or harbors or keeps an animal.
- Pound** means the Municipal pound established by Council or any vehicle used by the poundkeeper or any other premises used to harbour and maintain animals pursuant to this bylaw.
- Poundkeeper** means the poundkeeper, including assistants as employed or appointed by Council and the Animal Control Officer.
- Property Owner** means the person owning or occupying any property within the Village of Fraser Lake.
- Unlicensed dog** means a dog which does not have affixed to a collar securely fastened about the dog's neck, or to a harness securely fastened about the dog, a license tag issued under this bylaw or a similar bylaw of any other municipality or the Livestock Protection Act R.S.B.C. 1979, C245.
- Vicious dog** means any dog which has attacked or bitten any person or animal without provocation, but does not include a dog utilized by the "Police Service Dog Section" of the Royal Canadian Mounted Police.

3. **Pound / Poundkeeper**

- (1) The Council does hereby authorize:
- (a) the establishment, maintenance and operation of a pound.
  - (b) the appointment of a poundkeeper.

(c) an agreement with such persons, firms, societies or corporations for the purpose of maintaining and operating its pound and for the collection, distribution, and payment of revenue and expenditures derived from the operation of the pound.

(2) The pound keeper may impound and detain an animal delivered to the pound and shall furnish them with sufficient food, water and shelter.

## **PART 1 - DOGS**

### **4. Control**

(1) The owner of a dog shall not permit or allow their dog:

- (a) to be at large.
- (b) to harass or molest a person or an animal.

(2) The owner of a vicious dog shall not permit or allow their vicious dog:

- (a) to be at large.
- (b) to be in a public place or in any other place that is not owned by that owner, unless the dog is muzzled and under the charge and control by leash of a responsible person.

(3) The owner of a vicious dog shall at all times, while the dog is in the premises owned or controlled by that owner, keep the dog securely confined either indoors or in an enclosed pen or enclosure.

(4) The poundkeeper may, make application to the Provincial Court to have a vicious dog euthanized pursuant to the Livestock Protection Act.

(5) It is an offence for any dog owner to fail to immediately remove and dispose in a waste container or by other sanitary means, any fecal matter deposited by such dog in any place off the owner's property.

### **5. Licensing**

(1) No person shall own, keep, or harbour a dog over the age of six (6) months in the Municipality, unless he has obtained a valid license for the dog.

(2) Where two or more dogs are kept on the same premises, they shall, for the purposes of this bylaw, be deemed to be owned by the same person.

(3) The number on the dog license application form shall correspond to the stamped number on the license tag.

(4) A license issued under this bylaw is not transferable from one dog to another.

6. **Impounding**

(1) The impoundment fees and maintenance fees for dogs, shall be those listed in the attached Schedule "B".

(2) The poundkeeper may use animal traps to effect seizure of any dog subject to the following:

- (a) the animal trap may be used by the pound keeper
- (b) the animal trap may be left with a property owner requesting the service, subject to the discretion of the pound keeper.
- (c) the property owner must sign and comply with an agreement for the use of such animal trap as detailed in the attached Schedule "E".

(3) The poundkeeper may seize and impound any dog which is found to be at large within the Municipality.

(4) Impounded dogs shall be kept in the pound for a minimum, period 72 hours at the discretion of the poundkeeper.

(5) If impounded dog is not claimed within the 72-hour period, the pound keeper may, on the expiration of this period, destroy or place such animal for adoption.

(6) The poundkeeper, upon receiving a certificate from a veterinarian that an impounded dog is suffering from an infectious or contagious disease, may immediately destroy that impounded dog.

(7) The poundkeeper or any member of the Royal Canadian Mounted Police is hereby authorized to destroy any animal unnecessarily suffering from injury.

(8) The poundkeeper may, upon receipt of a dog delivered by a Peace Officer or member of the general public, deal with that dog in the same manner as other dogs received and retained under this bylaw.

(9) The poundkeeper must maintain a log book, which shall record the description of every dog impounded, the name of the person who impounded the dog, the time and location of the impoundment, the fees owing and the manner of disposal.

7. **Complaints**

Any and all animal complaints shall be formally registered on the complaint form as set out in Schedule "D" of this bylaw.

8. **Penalties**

(1) Except as otherwise provided in this bylaw, any person who violates any of the provisions of this bylaw or who suffers or permits any act or thing to be done in contravention of this bylaw, or who refuses, or omits or neglects to fulfill, observe, carryout or perform any duty or obligation imposed by this bylaw shall be liable on summary conviction to a fine not exceeding TWO THOUSAND DOLLARS (\$2000.00).

9. **Repeal**

The Village of Fraser Lake Animal Control Bylaw and amendments thereto, are hereby repealed.

READ A FIRST TIME THIS 12<sup>TH</sup> DAY OF November, 2003

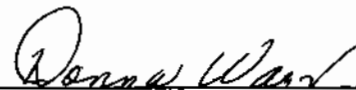
READ A SECOND TIME THIS 12<sup>TH</sup> DAY OF November, 2003

READ A THIRD TIME THIS 12<sup>TH</sup> DAY OF November, 2003

RECONSIDERED PASSED AND FINALLY ADOPTED this 26<sup>TH</sup>  
Day of November, 2003.

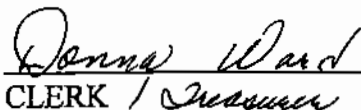


MAYOR



CLERK / Treasurer

I hereby certify that the foregoing is a true copy of the Village of Fraser Lake Animal Control Bylaw No. 607, 2003 as passed by the Municipal Council of the Village of Fraser Lake, dated this 26<sup>TH</sup> day of November, 2003.



CLERK / Treasurer

**SCHEDULE "A"**

**DOG LICENSE FEES**

1. No fee for license.
2. No fee for replacement license tag.

**SCHEDULE "B"**

**DOG IMPOUNDMENT/MAINTENANCE FEES**

	<b><u>Licensed</u></b>	<b><u>Unlicensed</u></b>	<b><u>vicious</u></b>
<b><u>Impound Fee</u></b>	\$ 25.00	\$ 75.00	\$250.00
<b><u>2nd and Subsequent Impoundment</u></b>	\$ 75.00	.00	\$700.00
<b><u>Maintenance Fee</u></b>	\$ 10.00 per day		

**SCHEDULE "C"**

**REGULATIONS REGARDING THE USE OF**

**ANIMAL TRAPS**

I, \_\_\_\_\_ (the property owner) herewith request the use of an animal trap for the period \_\_\_\_\_ to \_\_\_\_\_ at the following location:

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I agree to comply with the following regulations in the use of the said animal trap, and all the relevant provisions of the Village of Fraser Lake Animal Control Bylaw 607:

1. The animal trap will be left in operation only during such times as I am present at the above location and at such time(s) as previously agreed with the poundkeeper.
2. The animal trap will not be left in operation overnight unless previously agreed with the poundkeeper.
3. The property owner must notify the poundkeeper immediately an animal is caught
4. The property owner is responsible for the welfare of the animal until it is collected for impoundment by the poundkeeper.
5. Should the animal suffer any harm at the hands of the property owner, then that property owner will be reported to the British Columbia Society for the Prevention of Cruelty to Animals.

I acknowledge receipt of animal trap # \_\_\_\_\_ and accept responsibility for the safekeeping of the said animal trap. I agree to reimburse the Village of Fraser Lake for any loss or damage to the said animal trap whilst in use by me.

\_\_\_\_\_  
Property Owner

\_\_\_\_\_  
Date

\_\_\_\_\_  
Poundkeeper



**SCHEDULE "D"**

**ANIMAL CONTROL COMPLAINT FORM**

**DATE of the complaint:** \_\_\_\_\_

**TIME of the complaint:** \_\_\_\_\_

**LOCATION or the complaint:** \_\_\_\_\_

**NATURE of the complaint:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**SIGNATURE:** \_\_\_\_\_ **DATE:** \_\_\_\_\_