

## CORPORATION OF THE VILLAGE OF COBDEN

A BY-LAW OF THE CORPORATION OF THE VILLAGE OF COBDEN TO REGULATE THE KEEPING AND CONTROL OF ANIMALS: THE LICENSING AND RESTRAINT OF ANIMALS:

THE TAKING UP AND IMPOUNDMENT OF ANIMALS: THE QUARANTINING AND DESTRUCTION OF ANIMALS IN CERTAIN INSTANCES AND CERTAIN OTHER ASPECTS OF ANIMAL CONTROL WITHIN THE CORPORATION OF THE VILLAGE OF COBDEN.

WHEREAS under Section 379, subsection 1, of the Municipal Act, it is provided that the Council of Municipalities may pass by-laws providing for animal control within their jurisdictions;

AND WHEREAS the Council of the Corporation of the Village of Cobden deems it expedient to provide for control and regulations of animals in the Corporation of the Village of Cobden;

NOW THEREFORE the Council of the Corporation of the Village of Cobden, enacts as follows:--

1. DEFINITIONS: - as used in this by-law, the following terms shall have the meaning hereinafter ascribed to them:

CORPORATION: - Corporation shall mean the Corporation of the Village of Cobden:

OWNER: - any person, group of persons, partnership, or corporation owning, keeping or harboring animals;

KENNEL: - any person, group of persons, partnership or corporation engaged in the commercial business of breeding, buying, selling or boarding dogs or cats;

PET SHOP: - any person, group of persons, partnership or corporation operating an establishment, where live animals and birds are kept and offered for sale;

VETERINARY HOSPITAL: - any establishment maintained and operated by a licensed veterinarian for the diagnosis and treatment of diseases and injuries of animals and birds;

DOG: - the male of the domesticated canine species;

BITCH: - the female of the domesticated canine species;

SPAYED FEMALE: - a bitch or female animal which has been operated on by a licensed veterinarian to prevent conception;

ANIMAL SHELTER: - any premises designated by the Corporation for the purpose of impounding and caring for animals taken up by the agents of the Corporation in violation of this by-law;

AT LARGE: - any dog or other animal shall be deemed at large when it is off the property of its owner and not under the control of a competent person and on a leash.

EXPOSED TO RABIES: - an animal has been exposed to rabies within the meaning of this by-law, if it has been bitten by any animal or is suspected of having been bitten on reasonable grounds by any animals, known or suspected of having rabies

2. The provisions of this by-law shall be enforced by the Corporation, its servants, agents, workmen, employees, or any of them.

3.(a) i) No person shall own, keep or harbor any dog within the limits of the Corporation unless such dog is licensed in accordance with the provisions hereinafter described.

ii) No person shall own, keep or harbor more than four dogs within a radius of 200 yards from any dwelling.

iii) From and after the passing of this by-law every owner of every dog in the Corporation shall annually, immediately following the first day of January and not later than the first day of February in every year, cause the same to be registered, numbered, described and licensed for a period of one year thereafter in the offices of the Village Clerk.

iv) Every owner shall cause his or her dog, when on or off the premises of the owner thereof, but within the said Corporation to wear around its neck, a collar, to which collar shall be attached a Corporation Dog Tag, having raised, cast or stamped thereon, figures indicating the year for which the said license has been paid, together with a number corresponding with the number under which the said dog is registered in the offices of the Village Clerk.

v) Every owner shall pay for such licenses, tag and registration, the sum hereinafter set out and every such license shall expire on the 31st day of December in each year next thereafter, written application for licenses shall be made to the Village Clerk or such departments of the said Corporation as may be designated by the Council of the Corporation. The application shall state the name and address of the owner, the name, breed, sex, color and age of the dog. The license fee shall be paid at the time of making the application, a numbered receipt given to the applicant and a numbered dog tag shall be issued to the owner.

(b) The yearly license fee for every dog, licensed under the provisions of this by-law shall be as follows:--

- i) For a male dog or a spayed female - \$4.00
- ii) For each female dog - \$6.00

In the event that the dog tag shall become lost, the owner of the dog for which a tag was issued may obtain a duplicate tag upon the payment of a fee of \$1.00.

(c) Every person who owns, operates or conducts a kennel of pure bred dogs which are registered with the National Kennel Club pursuant to the Statutes of Ontario enacted in that behalf, shall pay to the Corporation immediately following the first day of January in any year a tax of license of \$25.00 and in addition shall procure additional tags from the Clerk for each additional dog over and above the number of four at a cost of NIL per tag, providing always that such tags will be specified dogs and shall not be used in general from time to time on different dogs in such kennel.

If there is a change of ownership of a dog or kennel during the license year, the new owner may have the current license transferred to his name upon the payment of a transfer fee of \$5.00.

(e) No person shall use for any dog, a license receipt or a license tag issued for another dog.

#### 4. TAG AND COLLAR

(a) Upon the compliance of the provisions of subsection b of Section 3 of this by-law, every owner of a dog or dogs shall be issued a numbered dog tag, stamped with the year of issuance. The shape or design of such tag may be changed from year to year.

(b) Every owner is required to see that the tag is securely fastened to the dog's collar or harness, which must be worn by the dog at all times.

## 5. IMPOUNDMENT

Unlicensed dog, or other animals found running at large may be taken up by the agents of the Corporation and impounded in the Village Dog Pound and there confined in a humane manner for not less than 72 hours and may thereafter be disposed of in a humane manner, if not claimed by their owners. Dogs, cats, or other animals not claimed by their owners at the expiration of 72 hours shall become the property of the Corporation and may be disposed of by the Corporation, except as hereinafter provided in the case of certain animals.

## 6. RESTRAINT

The owner of any dog shall not permit such dog or animal to run at large in any of the public parks, squares, drives, streets, lanes or other public places in the Corporation or upon any premises not owned or leased by the owner unless such dog is accompanied by, and is under the immediate charge and control of some competent person, and such dog is at all times on a leash, and any dog found running at large, contrary to the provisions will be liable to be captured and disposed of as herein provided.

7. The Corporation or its agents may transfer title to all animals coming into its possession as set forth in section 5 of this by-law and may dispose of such animals for and at its discretion.

8. When dogs and other animals are found running at large and their ownership can be ascertained by the agents of the Corporation, such dogs or other animals need not be impounded, but the agent may, in his discretion take the dogs or other animals to their owners, and may cite such offending owners for violations of the provisions of this by-law.

9. Immediately upon the impoundment of dogs or other animals, the agents of the Corporation shall make every reasonable effort to notify the owners of such dogs and other animals impounded, and inform such owners of the conditions whereby they may regain custody of the animals.

10. It shall be mandatory for the agent of the Corporation to cite into Court the owner of any bitch who permits such bitch to be at large while in season or heat.

11. When dogs or cats or other animals are impounded and are not claimed by their owners within the time specified by this by-law, if deemed suitable as pets, they may be placed under new owners who will agree to such conditions as the Corporation shall prescribe. Except, that no bitch or female cat shall be so placed with a new owner unless such new owner shall agree to have such bitch or female cat spayed.

## 12. REDEMPTION OF IMPOUNDED ANIMALS

(a) The owner shall be entitled to regain possession of any impounded animal or dog as hereinafter provided in the cases of certain dogs, upon compliance with the payment of all impoundment fees or any other fees as set forth herein.

(b) Any other animal impounded under the provisions of this by-law may be reclaimed by the owner upon the payment of impoundment fees or any other fees as set forth herein.

(c) Any animal impounded under the provisions of this by-law and not reclaimed by its owner within 72 hours may be humanely destroyed by the Corporation or placed in the custody of some person deemed to be a responsible and suitable owner, who will agree to comply with the provisions of this by-law and such other regulations as shall be fixed by the Corporation.

## 13. IMPOUNDMENT FEES

Any animal impounded hereunder may be reclaimed as hereinafter provided upon payment by the owner to the Corporation of the sum of FIVE DOLLARS (\$5.00) for each dog, and the additional sum of (\$1.50) ONE DOLLAR AND FIFTY CENTS for each day or part day such dog is kept in detention. THREE DOLLARS (\$3.00) for each cat and an additional sum of ONE DOLLAR AND FIFTY CENTS (\$1.50) for each day such cat is kept in detention, and FIVE DOLLARS (\$5.00) for any other animal and the additional sum of ONE DOLLAR AND FIFTY CENTS (\$1.50) for each day or part day such animal is kept after detention. Impoundment fees as set forth herein and such additional sums as herein provided for keeping animals, shall be collected by the Corporation and retained by it to help cover the costs of keeping such animals beyond the period set forth herein.

14. CONFINEMENT OF CERTAIN DOGS AND OTHER ANIMALS

(a) The owner shall confine within a building or secure enclosure every fierce, dangerous or vicious dog and not take such dog out of such building or secure enclosure unless such dog is securely muzzled.

(b) Every female dog or cat in heat shall be kept confined in a building or secure enclosure, or in a veterinary hospital or boarding kennel in such manner that such female dog or cat cannot come in contact with another animal, except for breeding purposes.

(c) No wild animal may be kept within the Corporation limits except under such conditions as shall be fixed by the Corporation. Provided, however, that wild animals may be kept for exhibition purposes by circuses, zoos and educational institutions in accordance with such regulations as shall be established by the Corporation.

(d) Any animal described in the foregoing subsection of section 14, of this by-law, found at large, shall be impounded by the Corporation and may not be redeemed by the owners, unless such redemption be authorized by any Court having jurisdiction.

(e) When in the judgement of the Corporation or its agents an animal should be destroyed for humane reasons, such animals may not be redeemed.

15. RABIES CONTROL

(a) Every animal which bites a person shall be promptly reported to the Medical Officer of Health of the Corporation of the County of Renfrew or his authorized agent and shall thereupon be securely quarantined at the direction of the Medical Officer of Health or his authorized agent for a period of fourteen days, and shall not be released from such quarantine except by written permission of the Medical Officer of Health or his agent. In the discretion of the Medical Officer of Health or his agent, such quarantine may be on the premises of the owner, at the shelter designated as the Village Animal Shelter, or at the owner's option and expense, in a veterinary hospital of his choice. In the case of stray animals, or in the case of animals whose ownership is not known, such quarantine shall be at the shelter designated as the Village Animal Shelter.

(b) The owner upon demand made by the Corporation shall forthwith surrender any animal which has bitten a human, or which is suspected as having been exposed to rabies, for supervised quarantine which expense shall be borne by the owner and may be reclaimed by the owner if adjudged free of rabies, upon payment of fees set forth in Section 13 of this by-law, and upon compliance with the licensing provisions set forth in Section 3 of this by-law.

(c) When an animal under quarantine has been diagnosed as being rabid, or suspected by a licensed veterinarian as being rabid, and/or where a report of a licensed veterinarian has given positive diagnosis of rabies for such quarantined animal and such animal dies while under observation, the Reeve or Council of the Corporation of the Village of Cobden, on the recommendation of the Medical Officer of Health may declare that Corporation wide quarantine for a period of six months be imposed and upon invoking of such quarantine no animal shall be taken into the streets, or permitted to be in the streets, during such period of quarantine. During such quarantine no animal may be taken or shipped from the Corporation without written permission of the Corporation or its agents.

(d) During such period of rabies quarantine as herein mentioned, every animal bitten by an animal adjudged to be rabid, shall be forthwith destroyed or the owner's option and expenses, shall be treated for rabies infection by a licensed veterinarian, or held under thirty days' quarantine in the same manner as other animals are quarantined.

(e) In the event there are additional positive cases of rabies occurring during the period of the quarantine, such period of quarantine may be extended for such additional period of time not exceeding six months, as the Council may deem advisable.

(f) No person shall kill, or cause to be killed, any rabid animal, any animal suspected of having been exposed to rabies, or any animal biting a human, except as herein provided, or remove same from the Corporation limits without written permission from the Medical Officer of Health.

(g) The carcass of any dead animal exposed to rabies shall upon demand be surrendered to the Corporation or its agents.

(h) The Corporation or its agents shall direct the disposition of any animal found to be infected with rabies.

(i) No person shall fail or refuse to surrender any animal for quarantine or destruction as required herein when demand is made therefore by the Corporation or its agents.

#### 16. REPORTS OF BITE CASES

It shall be the duty of every physician, or other practitioner to report to the Corporation the names and addresses of person treated for bites inflicted by animals, together with such other information as will be helpful in rabies control.

#### RESPONSIBILITIES OF VETERINARIANS

(a) Hospitals, clinics and other premises operated by licensed veterinarians for the care and treatment of animals are exempt from the provisions of this by-law except where such duties are expressly stated.

(b) The licensing requirements of this by-law shall not apply to any dog belonging to a non-resident of the Corporation and kept within the Corporation for not longer than thirty days, provided such dogs shall at all times while in the Corporation be kept within a building, vehicle or be under restraint by the owner.

#### 19. INVESTIGATION

For the purpose of discharging the duties imposed by this by-law and to enforce its provisions, any agent of the Corporation or any police officer is empowered to enter upon any premises upon which a dog is kept or harbored and to demand the exhibition by the owner of such dog. It is further provided that any agent of the Corporation may enter the premises where any animal is kept in a reportedly cruel or unhumane manner and demand to examine such animal and to take possession of such animal, when in his opinion, it required humane treatment.

#### 20. INTERFERENCE

No person shall interfere with, hinder or molest any agent of the Corporation in the performance of any duty of such agent, or seek to release any animal in the custody of the Corporation or its agents, except as herein provided.

21.(a) For the purpose of discharging the duties imposed by this by-law and to enforce its provisions, the Corporation shall engage the necessary personnel, equipment, vehicles, and facilities necessary to administer the same.

(b) The Corporation or its agents shall keep, or cause to be kept, accurate and detailed records of the licensing, impoundment and disposition of all animals coming into its custody.

(c) The Corporation or its agents shall keep or cause to be kept, accurate and detailed records of all bite cases reported to it, and its investigation of the same.

22 Any person or persons guilty of an infraction of any of the provisions of this by-law shall, upon conviction thereof before the Police Magistrate, forfeit and pay at the discretion of the said Police Magistrate, Justice or Justices convicting, a penalty of not less than the sum of TEN DOLLARS (\$10.00) and not more than the sum of FIFTY DOLLARS (\$50.00) for each offence exclusive of costs, (unless he shall have reclaimed and paid for such dog, as provided in Sections 5 and 15 of this by-law); and in default of payment thereof forthwith, it shall and may be lawful for the Police Magistrate, Justice or Justices convicting as aforesaid to issue a warrant under his hand and seal to levy such penalty and costs or costs only by distress of the Offenders goods and chattels, and in case of no sufficient distress to satisfy the said penalty and costs, it shall be lawful for the Police Magistrate, Justice or Justices convicting as aforesaid to commit the offender or offenders to the common gaol of the County of Renfrew with or without hard labour for any period not exceeding one calendar month, unless the said penalty and costs are sooner paid.

23. SEVERABILITY

If any part of this by-law shall be held void such part shall be deemed severable, and the invalidity hereof shall not affect the remaining parts of this by-law.

24 This by-law shall come into force and be effective from the date of the passing of this by-law.

READ A FIRST TIME the Twenty-third day of June 19 70  
READ A SECOND TIME the Sixth day of July 19 70  
READ A THIRD TIME AND PASSED the Sixth day of July 19 70

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Reeve *[Signature]*  
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Clerk *[Signature]*