

**VILLAGE OF RIVERSIDE-ALBERT
BY-LAW NO. 3B**

**A BY-LAW REGULATING THE CONTROL OF ANIMALS IN THE
MUNICIPALITY OF
THE VILLAGE OF RIVERSIDE-ALBERT**

INTERPRETATION

1. In this regulation:
 - a). “Dog” means all male or female (bitch) dogs being sheltered or visiting in the Village of Riverside-Albert.
 - b). “Animal Control Officer” means a person or persons appointed by the Village of Riverside-Albert to carry out the functions and administer this By-law.
 - c). “Owner or Guardian” means a person who:
 - 1) is in possession of a dog and/or animal;
 - 2) harbours it;
 - 3) suffers it to remain about his/her residence or premises; or
 - 4) registers it under this By-law.
 - d). “Running at large” means to be unleashed in a public place, on private property other than the owner’s, or in an area while not in the company and control of the owner or his representative. A leash must have a maximum length of two (2) meters or six (6) feet and the owner or guardian must be in control.
 - e). “Breeder” means any person who:
 - 1) is in possession or the owner of a female dog who gives birth to a litter of pups; and
 - 2) is an owner who keeps dogs for breeding, selling, boarding, or any other like purpose; or
 - 3) is the holder of a valid kennel license issued under this By-law.

VALIDITY

2. If any part of this By-law is invalid or struck down, it does not invalidate the remaining provisions of the By-law.

ENFORCEMENT

3. This By-law shall be enforced by the Animal Control Officer with the assistance of the RCMP.

REGISTRATION AND LICENSING

4. 1). Subject to Subsection 2)., every owner or guardian of a dog shall, before the last day of March in each year, register with the animal control officer or with the Village of Riverside-Albert, each dog which he owns or harbours and pay the registration fee required:

	<u>Jan. 1st to March 31st</u>	<u>After March 31st</u>
Neutered male or spayed female dog	\$10.00	\$20.00
Unneutered or unspayed dog	\$20.00	\$30.00
Seeing Eye Dog	No fee	No fee

- 2). a). Any person, who becomes an owner or guardian of a dog, shall register the dog within ten (10) days of becoming the owner or guardian, and shall pay the registration fee prescribed in Section 4.1). of this By-law.
- b). A registration or license under this By-law expires on the last day of January following the year in which it is issued.
- c). A license tag or registration tag lost after it has been issued may be replaced by the Animal Control Officer or the Village of Riverside-Albert upon application by the owner or guardian, for a payment of \$2.00.
- d). No dog shall be registered unless the owner or guardian proves, to the satisfaction of the Animal Control Officer or the Village of Riverside-Albert, that they are in possession of a valid rabies vaccination certificate for such dog, signed by a registered veterinarian.
- 3). a). The Village of Riverside-Albert or the Animal Control Officer at the time of registration of a dog, shall issue to the owner a license tag showing the number under which the dog is registered, the year of registration, along with the name of the Village of Riverside-Albert.
- b). The Village of Riverside-Albert shall keep a record of all licenses issued showing:
- 1). Name and address of the owner or guardian;
 - 2). date and duration of the registration;
 - 3). dog's name, color, breed, sex, if or if not neutered or spayed, and tag number;
 - 4). date of expiry of rabies vaccination.

KENNEL LICENSES

5. 1). Any person(s) or resident(s), which harbour more than three (3) dogs or keeps a dog or dogs for the purpose of breeding, selling, boarding, or any other like purposes, must make application for a kennel license and must meet all the requirements before issued such license.

- 2). **Kennel License requirements:**
 - a). must meet the requirements of any zoning By-law, or any other By-law (including a building permit) for the sanitation, health, hygiene, and comfort of the dogs.
 - b). if issued a kennel license, the owner must keep accurate records of breeding, selling, or boarding of dogs, and where such dogs are once sold. The owner must be able to produce these records at any time and upon request by the Animal Control Officer or the Village of Riverside-Albert.
 - c). any person failing to comply with the kennel license requirements, once such license is issued, or fails to comply with any part of this By-law, shall be in violation and punishable by a fine of \$100.00 and may have his kennel license revoked or cancelled.
- 3). A kennel license fee shall be \$60.00 each year, and shall expire on the last day of January following the year in which it was issued.
- 4). Each dog being harboured in a kennel over the age of four months must be licensed and registered with the Village subject to the fees as per Section 4.1).
- 5). The Animal Control Officer or the Village of Riverside-Albert shall have the authority to inspect any kennel licensed under this By-law at any time.

RABIES - VACCINATIONS

6. 1). Every owner or guardian of a dog over the age of four (4) months, shall have such dog vaccinated against rabies. Proof of vaccination shall be provided before obtaining a license.
- 2). An owner or guardian, who neglects or refuses to have his dog vaccinated against rabies under this By-law is guilty of an offence and is punishable upon conviction of a fine not exceeding \$200.00.
- 3). The Animal Control Officer shall seize and impound any dog which is known to be rabid, and cause such dog to be quarantined and/or destroyed.
- 4). The cost for impounding and seizing such dogs shall not exceed \$20.00 per day.
- 5). A person, who owns or harbours a dog that is rabid or suspected to be rabid or has been exposed to rabies, shall immediately report the matter to the District Medical Health Officer, to the RCMP, and to the Animal Control Officer.
- 6). Where an animal is suffering from any communicable disease, the owner or guardian shall not permit the animal to be in any public place and shall not keep the animal in contact with or proximity to any other animals.

SEIZING AND IMPOUNDING

7. 1). The Animal Control Officer may seize and impound any dog found running at large and shall:
- a). if the owner or guardian is known, make reasonable attempt to notify him that the dog is impounded.
 - b). when the owner of an impounded dog is not known, the Animal Control Officer shall make a reasonable attempt to find the owner;
 - c). if the owner of the dog is not known or cannot be located within a 72 hour period, the said dog may be sold or taken to the local dog shelter (S.P.C.A.).
- 2). The owner of an impounded dog shall pay the Animal Control Officer, upon establishing ownership, the fees as per "Schedule A" attached and forming part of this By-law.
- 3). a). The animal control officer, upon receiving and investigating a complaint, may seize and impound a dog which has bitten or attempted to bite a person or another animal.
- b). All costs of seizing and impounding subject to Section 7.3).a). will be at the owner's expense.
- 4). A Judge of the Provincial Court, upon complaint being made to him that a dog has bitten or attempted to bite any person, and, upon being satisfied that the dog is dangerous, may make an order:
- a). directing the owner or guardian of the dog to keep such dog under control;
 - b). directing the owner or guardian of the dog or some other person to destroy such dog in a humane manner at the owner's expense.

RUNNING AT LARGE

8. No owner or guardian of an animal shall allow the animal to run at large:
- a). in a public place or restricted area;
 - b). on private property other than that of the owner or guardian of the animal, while not in the company and control of the owner or his representative;
 - c). in a forested or wooded area while not in the company or control of the owner or guardian of the animal;
 - d). the owner or guardian of the animal found to be running at large shall be subject to the fees specified in "Schedule A".

STOOP & SCOOP

9. If an animal defecates on any public or private property other than the property of its owner or guardian, the owner or guardian shall remove such defecation immediately. This section shall not apply to persons using Seeing Eye Dogs.

DISTURBANCES

10. 1). No owner shall permit a dog or dogs of which he or she is the owner or guardian, to bark or bay for such a period of time or in such a manner as to increase a disturbance to neighbours or the neighbourhood.
- 2). An owner or guardian shall immediately, upon being directed by the Animal Control Officer or RCMP or Village of Riverside-Albert, take such steps as necessary to cause the disturbance to cease.
- 3). Subject to Sections 10.1). and 10.2)., failure to do so shall result in a charge subject to fees specified in "Schedule A".

OFFENCES

11. 1). The owner of an animal commits an offence under this By-law if:
- a). he permits his dog to run at large subject to Section 8;
 - b). he refuses or neglects to register his dog before the last day of March in each year subject to Section 4;
 - c). he refuses or neglects to attach a registration tag to the collar of the dog;
 - d). he refuses or neglects to cause his dog to wear a collar at all times;
 - e). he permits his dog to chase or run after pedestrians, motor vehicles, and bicycles;
 - f). he permits his dog to bark incessantly so that an annoyance is caused to the public subject to Section 10;
 - g). he permits his dog to bite or attempt to bite any person or another animal as per Section 7.(3).
 - h). he permits any animal owned or controlled by him/her to be out of control in a public place or on a property other than his own.

A BY-LAW REPEALED

12. A By-Law entitled "RIVERSIDE-ALBERT DOG BY-LAW NO. 3A" ordained and passed on February 24, 1993, and all amendments thereto, is hereby repealed.

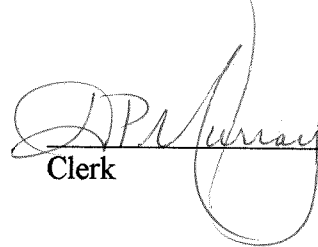
First Reading: August 8, 2006

Second Reading: August 8, 2006

Third Reading and Enacted in Council this 5th day of September, 2006



Mayor



Clerk

“SCHEDULE A”

FEES

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| 1). | First Offence | \$50.00 |
| 2). | Second Offence | \$75.00 |
| 3). | Third Offence and each subsequent offence in a calendar year | \$100.00 |
| 4). | Boarding fee of \$10.00 for each day the dog is impounded. | |
| 5). | And, if the dog is not registered, the owner shall pay the registration fee required under this By-law along with late penalty fee, if required. | |