

# **VILLAGE OF PORT CLEMENTS**

## **BYLAW NO.390, 2012**

### **A Bylaw to deal with the Control of dogs in Port Clements**

The Council for the Village of Port Clements in open meeting assembled, enacts as follows:

WHEREAS the Council of the Village of Port Clements has deemed it in the best interest of the residents of the Village of Port Clements to regulate the keeping of dogs within the Village of Port Clements;

NOW THEREFORE the Council for the Village of Port Clements, in open meeting assembled, enacts as follows:

#### **1. DEFINITIONS**

“dog” shall mean any animal of the canine species.

“bylaw enforcement officer” shall mean the person appointed by the Village of Port Clements to enforce the provisions of this bylaw and any amendments thereto.

“leash” shall mean a line, rope, chain or other suitable device used for restraining a dog and which does not exceed six feet in length, and which is made of a material of a sufficient strength that the dog cannot break it.

“owner” in respect of any dog shall include any person who owns, possesses, or harbours any dog, or has custody, control or care of any dog.

“running at large” shall mean a dog that is beyond the boundaries of land occupied by the owner of the dog, or beyond the boundaries of any lands where the dog may be with the permission of the owner or occupant of the said lands and where it is not under control by being:

- In direct continuous charge of a person competent and capable to control it; or
- Securely confined within an enclosure; or
- Securely fastened by a leash so that it cannot roam at will.

“dangerous dog” for the purposes of this bylaw will have the same meaning as per the Community Charter section 49 as may be amended from time to time.

## 2. Regulations

a) No dog within the Village of Port Clements shall be permitted to run at large.

b) No person who owns, harbours, possesses or has custody or control of a dog shall hinder, delay or obstruct an Officer of the Village of Port Clements or the RCMP from carrying out the provisions of this Bylaw.

c) Dangerous Dogs – any person that owns, harbours, possesses, has control or custody of a Dangerous dog as defined by the Community Charter shall:

1. At all times while the dog is on property owned or controlled by such person keep the dog securely confined either indoors or in an enclosed structure capable of preventing the entry of other persons or the inadvertent or deliberate loosing of the dangerous dog from its confinement.

2. Post on all property boundaries that face a street, road, lane, public walkway or alleyway warning signs that are a minimum of one square foot with lettering a minimum of two inches in height that state “DANGEROUS DOG ON PREMISES”, and keep said signs in good repair and readily visible from the street, road, lane, public walkway or alleyway, and where a property boundary exceeds fifty feet place additional warning signs so that there is at least one sign every twenty five feet along the boundary.

3. When the dog is off the property on which it normally resides, the owner of a dangerous dog shall at all times ensure the dog is securely muzzled, on a leash and under the control of a competent person.

4. Ensure that the dog does not chase, injure or bite a person or domestic animal, run at large or damage property.

5. Immediately advise the Village of Port Clements if the dog is at large, missing or has been sold/given to a new owner.

d) Where a dangerous dog has caused serious injury to a person or killed a domestic animal as defined by the Community Charter the Village of Port Clements can seek a Provincial Court Order to have the dog humanely destroyed.

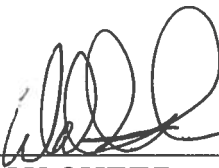
3. This bylaw may be cited as “Dog Regulation Bylaw No 390, 2012”.

READ A FIRST TIME THIS 19<sup>th</sup> DAY OF March, 2012

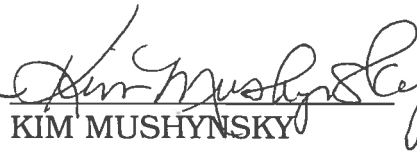
READ A SECOND TIME THIS 19<sup>th</sup> DAY OF March, 2012

READ A THIRD TIME THIS 19<sup>th</sup> DAY OF March, 2012

RECONSIDERED AND ADOPTED THIS 2<sup>nd</sup> DAY OF April, 2012.



WALLY CHEER  
MAYOR



KIM MUSHYNSKY  
CLERK/TREASURER

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CERTIFIED A TRUE COPY OF VILLAGE OF  
PORT CLEMENTS DOG REGULATION BYLAW NO. 390, 2012