



DOG LICENSING AND ANIMAL CONTROL AND IMPOUNDING BYLAW

1782-1988

THIS DOCUMENT HAS BEEN REPRODUCED FOR CONVENIENCE ONLY and is a consolidation of "District of Mission Dog Licensing and Animal Control and Impounding Bylaw 1782-1988" with the following amending bylaws:

Bylaw Number	Date Adopted	Section Amended
2024-1989	December 4, 1989	Section 3
2226-1990	October 15, 1990	Section 3
2386-1991	November 4, 1991	Section 3
2439-1992	April 21, 1992	Sections 4 and 6
2527-1992	November 16, 1992	Section 3
2544-1992	December 16, 1992	Section 5
2647-1993	November 15, 1993	Section 8
2716-1993	December 20, 1993	Section 3
2721-1993	January 17, 1994	Section 5
2787-1994	July 18, 1994	Section 4
2829-1994	November 21, 1994	Section 3
2913-1995-1782(12)	October 23, 1995	Section 3
2930-1995-1782(13)	December 4, 1995	Section 5
2991-1996-1782(14)	November 4, 1996	Section 3
3105-1997-1782(15)	March 2, 1997	Sections 2 and 4
3109-1997-1782(16)	December 1, 1997	Section 3
3134-1998-1782(17)	April 20, 1998	Section 4
3730-2004-1782(18)	November 15, 2004	Sections 2, 6 and 8
3860-2006-1782(19)	January 23, 2006	Section 3
3948-2006-1782(20)	November 20, 2006	Section 3
4024-2007-1782(21)	November 19, 2007	Section 3
5060-2009-1782(22)	September 8, 2009	Section 5.3
5070-2009 (general fees and charges amending)	December 14, 2009	Section 3.4
5168-2010-1782(23)	October 4, 2010	Sections 5.7 and 5.8
5205-2011-1782(24)	March 21, 2011	Sections 2.1 and 4.1

Individual copies of any of the above bylaws are available from the Administration Department of the District of Mission. For legal purposes, copies of the original bylaws should be obtained.

DISTRICT OF MISSION

BYLAW 1782-1988

A bylaw to regulate the licensing and the control of animals
and to establish a pound in the Municipality

WHEREAS it is deemed expedient to regulate the keeping of animals and to fix, impose and provide for the collection of licence fees from the issuance of licences to any person who owns, possesses or harbours any dog;

NOW THEREFORE the Council of the District of Mission, in open meeting assembled, ENACTS AS FOLLOWS:

1. TITLE

1.1 This Bylaw may be cited as "District of Mission Dog Licensing and Animal Control and Impounding Bylaw No. 1782-1988".

2. INTERPRETATION

2.1 In this Bylaw, unless the context otherwise requires

5205-2011-1782(24)

- a) "dangerous dog" means a dog that;
 - i) has killed or seriously injured a person without provocation;
 - ii) has killed or seriously injured a domestic animal without provocation, while in a public place or while on private property, other than property owned or occupied by the person responsible for the dog; or
 - iii) an animal control officer has reasonable grounds to believe is likely to kill or seriously injure a person or an animal.

3105-1997-1782(15)

- b) "dog" means an animal of the canine species;
- c) "large animals" means cattle or other animal of the bovine species, a horse, donkey, mule, llama, ostrich, emu, swine, sheep or goat;

3730-2004-1782(18)

- d) "Municipality" means the District of Mission;
- e) "owner" in respect of any cat, dog or large animal means the person who owns, possesses or harbours the cat, dog or large animal;

3105-1997-1782(15)

- f) "pet" means any domesticated animal other than large animals or poultry;

3105-1997-1782(15)

- g) "poultry" means any fowl including a chicken, turkey, duck, goose, swan or peafowl but excludes a bird commonly kept indoors;

5205-2011-1782(24)

- h) "Poundkeeper/Animal Control Officer" means, any person designated by Council from time to time to administer and enforce the provisions of this bylaw; and be the 'Poundkeeper/Animal Control Officer' for the Municipality for the purposes of Section 49 of the *Community Charter*;

3730-2044-1782(18)

i) "run at large or running at large" means where a cat, dog or large animal is not under control by being

3730-2004-1782(18)

i) on the property of its owner or of another person who has the care and control of the cat, dog or large animal;

ii) in direct and continuous charge of a person who is competent to control it;

iii) securely confined within an enclosure; or

iv) securely fastened so that it is unable to roam;

j) "unlicensed dog" means any dog for which the licence fee for the current year has not been paid as provided herein or to which a licence tag is not attached as provided herein.

3. LICENSING OF DOGS

3.1 No person shall keep, harbour or have in his possession any dog over 7 months of age unless a licence therefor pursuant to the provisions of this Bylaw has been obtained.

3.2 The owner of every dog shall, annually on or before the 1st day of January in each year or as soon thereafter as such dog shall attain the age of 7 months, cause the same to be registered, described and licensed by the Municipality and shall at all times thereafter cause the dog to wear around its neck a collar, to which shall be attached the licence tag referred to in Section 3.6 hereof.

3.3 The Municipality shall, upon receipt from an owner of an application and the licence fee provided herein, issue a dog licence to the owner. Every licence shall be distinguished by a number and a record shall be kept of all licences issued with a general description of the dog in respect of which such licence was issued.

2024-1989, 2226-1990, 2386-1991, 1527-1992, 2716-1993, 2829-1994, 2913-1995, 2991-1996-1782(14), 3109-1997-1782(16) 3948-2006-1782(20) 4024-2007-1782(21) 5070-2009

3.4 a) Except as provided in Section 3.4(b) and 3.4(c) every application for a licence shall be accompanied by a licence fee payable as follows:

i) for each male dog, a fee of \$60.00

ii) for each neutered male dog, a fee of \$36.25

iii) for each female dog, a fee of \$60.00

iv) for each spayed female dog, a fee of \$36.25

v) for replacing a lost or destroyed licence tag, a fee of \$10.00

vi) for transferring a licence under Section 3.8 hereof or issuing a licence under Section 3.9 hereof, a fee of \$10.00

b) The licence fees set out in Section 3.4(a) shall be reduced by the sum of \$5.00 if paid to the Municipality on or before the 31st day of January in each year.

3860-2006-1782(19)

c) The licence fees set out in Section 3.4(a) shall be reduced by one-half for a person who can provide clear evidence, to the satisfaction of the local government that they acquired the dog or the dog became of licencing age (7 months) on or after the 1st day of September in any year.

3.5 Before issuing a licence for a spayed female dog or a neutered male dog, the Municipality may require the owner to furnish proof that the dog has been spayed or neutered.

3.6 Every licence issued under this Bylaw shall be for the calendar year in which the licence is issued and shall expire on the 31st day of December next following the date on which the licence is issued. There shall be issued with each licence a licence tag which shall be impressed or stamped with a number corresponding to the number of the licence and with figures denoting the year in which the licence expires.

3.7 Where the owner of a dog in respect of which a current licence has been issued under this Bylaw sells or otherwise ceases to be the owner of the dog he shall, within 7 days of ceasing to be the owner of such dog, notify the Municipality of the name and address of the new owner.

3.8 Where the ownership of a dog in respect of which a current licence has been issued under this Bylaw changes, the licence may be transferred to the new owner upon making application to the Municipality and payment of the licence fee set out in Section 3.4 (vi) hereof.

3.9 Any person having a valid licence issued pursuant to a Bylaw of any municipality or other licensing authority in the Province of British Columbia for any dog shall be liable only for the licence fee set out in Section 3.4 (vi) hereof for that dog for the unexpired portion of the period for which such licence for such dog has been issued, provided that the owner of the dog, within one month after the dog has become resident in the District of Mission, has made application to the Municipality for a licence for that dog. This provision shall not apply to any person who has obtained the licence in another municipality while residing in the District of Mission.

3.10 No person shall remove from any dog any collar to which is attached the licence tag provided for herein, or remove such tag from any collar.

4. CONTROL OF ANIMALS

4.1 No person shall suffer or permit

a) any dog or large animal owned, possessed or harboured by him to run at large or to trespass in or upon any private lands or premises;

5205-2011-1782(24)

b) any dog owned, possessed or harboured by him to be on a highway or any public place unless such dog is on a leash and is under the control of a person who is competent to control the dog except while in an authorized off leash park or attendance at an authorized performance a dog may be off leash and under

control of a person who is competent to control the dog;

- c) any large animal owned, possessed or harboured by him to run, stray or trespass on any highway, or public place or to graze on unfenced land unless it is securely tethered;
- 5205-2011-1782(24) d) any dog owned, possessed or harboured by him while in a public place or while on private property, other than property owned or occupied by the person responsible for the dog, to attack or kill or injure a person or another domestic animal without provocation; or
- 5205-2011-1782(24) e) any dangerous dog to be possessed or harboured within the Municipality.

4.2 The owner of every dog shall, at all times when such dog is not on a leash and under the control of a person who is competent to control the dog, keep such dog securely confined on the premises owned or controlled by the owner by keeping the dog indoors, within a fenced area sufficient to prevent the escape of the dog or securely tethered in such a manner as to prevent the dog from leaving the premises.

2787-1994
3105-1997-1782(15) 4.3 No person shall keep or allow to be kept on any real property more than five pets, consisting of not more than three dogs over the age of 8 weeks or not more than five cats over the age of 12 weeks, except in the lawful operation of a kennel, as provided for within the District of Mission's Kennel Bylaw or providing the use is specifically permitted within the District of Mission's Zoning Bylaw.

3134-1998-1782(17) 4.4 Every owner of a dog that leaves or deposits excrement on any property, other than the property of the owner, shall immediately remove such excrement and dispose of it in a lawful manner.

5. POUND OPERATION

2544-1992
2721-1993 5.1 The premises located at 9541 Woodward Street, in the District of Mission are hereby established as the permanent Animal Control Facility and shall be operated and maintained for the keeping of such animals as it may be the duty of the Animal Control Officer to impound pursuant to this Bylaw.

5.2 A Poundkeeper or Poundkeepers shall be appointed by the Council and the Council may enter into an agreement with any person or persons to operate the Pound and to act as Poundkeeper for the Municipality.

5060-2009-1782(22) 5.3 The Poundkeeper may seize any dog or large animal found running at large, and shall forthwith after making such seizure cause such dog or large animal to be impounded, and the Poundkeeper shall retain such dog or large animal for 72 hours unless such dog or large animal be sooner reclaimed, and if the dog or large animal is not reclaimed within the said 72 hours, the Poundkeeper may cause such dog or large animal to be destroyed or sold by auction or private sale: provided that when any such dog or large animal has been impounded and it is found to be suffering from any injury, disease or sickness, the Poundkeeper may immediately destroy such dog or large animal if it is in the opinion that such dog or large animal would

not survive such injury, disease or sickness, or that it would be an act of humanity so to destroy such dog or large animal.

5.4 The Poundkeeper shall receive any dog or large animal delivered to him by any peace officer or constable or any officer or employee of the Municipality which dog or large animal has been seized or impounded pursuant to the provisions of this or any other relevant Bylaw of the Municipality and he shall retain such dog or large animal and deal with the same in the same manner as any dogs and large animals seized and retained by him pursuant to this Bylaw.

5.5 The Poundkeeper may, where he has reason to believe that an unlicensed dog has taken refuge on any premises, enter on the premises and request the occupant of such premises to satisfy him that such dog is licensed and to exhibit a valid licence tag, or to forthwith deliver to him such dog; and where any dog is found to be on any such premises as aforesaid, no person shall fail or refuse to so satisfy the Poundkeeper or to exhibit such licence tag, or shall fail, neglect or refuse to deliver such dog to the Poundkeeper on request, or shall resist or interfere with the Poundkeeper in seizing such dog.

5.6 The owner of any dog or large animal impounded pursuant to the provisions of Sections 5.3, 5.4 or 5.5 hereof may reclaim such dog or large animal on application to the Poundkeeper at any time prior to its sale or destruction, on proof of ownership and on payment of the following charges:

- a) for unlicensed dogs, the prescribed licence fee together with the sum of \$50.00 for the first offence, \$100.00 for the second offence and \$150.00 for the third and any subsequent offence for impounding;
- b) for licensed dogs, the sum of \$25.00 for the first offence, \$100.00 for the second offence and \$150.00 for the third and any subsequent offence for impounding;
- c) for large animals, the sum of \$50.00 each for impounding and the cost incurred by the Poundkeeper in transporting such animal to the Pound;
- d) a maintenance fee of \$8.00 for each day or part thereof the dog remains in the pound; and
- e) a maintenance fee of \$10.00 for each day or part thereof the large animal remains in the pound.

2930-1995

5168-2010-1782(23)

5.7 The Poundkeeper may, pursuant to the provision of section 5.3 of this bylaw, put up for adoption any animal impounded under the following conditions:

- a) No cat or dog shall be adopted unless it is reproductively sterile and is vaccinated;
- b) The Poundkeeper may make it a condition of adoption that the person demonstrate that he or she will be a responsible pet owner; and

- c) The Poundkeeper may make it a condition of adoption of an animal, that the animal have a microchip identification implanted.
- 5168-2010-1782(23) 5.8 The following adoption fees will apply:
- a) \$150 basic adoption fee (intention is to recover for e.g. the costs of spay/neuter, vaccinations, microchip or tattoo costs);
 - b) The Poundkeeper may at his/her discretion under special circumstances waive or reduce the adoption fee (e.g. non-profit organizations adopting) or increase the adoption fee to recover additional veterinary charges.
- 5.9 No person shall release or rescue or to attempt to release or rescue any dog or large animal lawfully in the custody of the Poundkeeper and no person shall intervene or otherwise interfere with the Poundkeeper in the lawful exercise of his duties.
- 2930-1995 5.10 The Poundkeeper may accept a dog or cat from the owner of such animal for the purpose of having the same destroyed or otherwise disposed of upon receiving a fee from that person which is sufficient to cover the costs of that service.
- 3730-2004-1782(18) 6. CATS
- 6.1 No person shall suffer or permit a cat that is apparently over the age of 5 months, which is owned, possessed or harboured by him or her, to run at large, unless such cat, if female, is spayed or if a male, is neutered.
- 6.2 No person shall own, possess or harbour a cat that is apparently over the age of 5 months without it having a veterinarian identification tattoo, or an identification microchip implant.
- 6.3 Every person who owns, possesses or harbours a cat apparently over the age of 5months, shall upon request by the Poundkeeper, provide evidence to the Poundkeeper's satisfaction, that such cat has been tattooed by a veterinarian or has an identification microchip implant in accordance with the provisions of section 6.2 of this bylaw
7. (RESERVED)
8. PENALTIES
- 2647-1993 8.1 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 any provision of this Bylaw, or who neglects to do or refrains from doing anything required to be done by any provision of this Bylaw is guilty of an offence, and, each day that a violation is caused or allowed to continue shall constitute a separate offence.
- 3730-2004-1782(18) 8.2 Every person who commits an offence under this Bylaw shall be liable on summary conviction to a fine of not less than \$250.00 or more than \$2,000.00.

9. REPEAL

- 9.1 "District of Mission Dog Licence and Pound Bylaw No. 632-1977" and all amendments thereto is hereby repealed.

READ A FIRST TIME this 19th day of September, 1988.

READ A SECOND TIME this 19th day of September, 1988.

READ A THIRD TIME this 19th day of September, 1988.

RECONSIDERED AND FINALLY ADOPTED this 3rd day of October, 1988.

Original Signed by Sophie Weremchuk
MAYOR

Original Signed by Don West
CLERK