

## City of Castlegar

### Bylaw 1182

Animal Control and Licensing Amendment Bylaw 1182, 2013

A bylaw to amend Animal Control and Licensing Bylaw 572, 1991

WHEREAS it is deemed expedient and in the public interest to amend Animal Control and Licensing Bylaw 572;

NOW THEREFORE the Council of the City of Castlegar, in open meeting assembled, enacts as follows:

#### Citation

1. This bylaw may be cited as “Animal Control and Licensing Amendment Bylaw No. 1182, 2013”.

#### Amendments

2. Animal Control and Licensing Bylaw 572, 1991 is amended as follows:
  - a) By replacing the definition of “Poultry-Birds” in Section 1 with the following definition of “Poultry”:

“Poultry” means domestic fowls, such as chickens, turkeys, ducks or geese, raised for meat or eggs.
  - b) In Section 1, for the definition “Public Place” adding “, but does not include air space” after “to use by the public”.
  - c) By replacing Section 8 with the following:

8. No person shall keep or permit to be housed any animal or animals, poultry or bees, on any land within the city boundaries, except for dogs, domestic cats, small rodents, small lizards, turtles, fish and caged birds which are not poultry, and excepting animals, poultry and bees being kept on land for farm purposes prior to Bylaw 316 coming into force.
  - d) By replacing Section 19 with the following:

19. The Pound Keeper and/or the Animal Control Officer may euthanize an animal suffering from an incurable disease, or to prevent unnecessary suffering of the animal.

e) By replacing Section 20 with the following:

20. The owner of an animal impounded pursuant to this bylaw may claim and redeem the animal from the location of impoundment,

- a. if the animal is a dog, within 5 days of the dog's impoundment,
- b. if the animal is a cat, within 7 days of the cat's impoundment, or
- c. for any other animal, within 72 hours of the animal's impoundment,

by paying to the City the impoundment fee set out in Schedule "B" to this bylaw.

f) In Section 21, by replacing:

- a. "72 hours of the time of its impoundment" with "the period of time prescribed under Section 20"; and
- b. "destroy" with "euthanize".

g) By replacing section 22 with the following:

22. Where a licenced dog or animal wearing sufficient identification is impounded, it shall not be sold, euthanized, or delivered to an animal welfare agency, such as the SPCA, prior to the Animal Control Officer or other City employee delivering a notice to the owner of the animal at the address shown on the licence application or identification. The notice shall state that if the animal is not claimed,

- a. if the animal is a dog, within 5 days of the dog's impoundment,
- b. if the animal is a cat, within 7 days of the cat's impoundment, or
- c. for any other animal, within 72 hours of the animal's impoundment

then the animal may be sold, adopted, delivered to an animal welfare agency and if deemed unhealthy/sick by a veterinarian may be euthanized.

h) By replacing Section 23 with the following:'

23. Where the Animal Control Officer has in any calendar year impounded any animal three (3) times or more, or where the owner of any animal has been convicted of any offence under this bylaw in respect of that animal three (3) times or more in any calendar year, then the Animal Control Officer may order that the animal be removed from the City within a reasonable period of time, and upon failure of the owner of the animal to comply with the order, the Animal Control Officer may take the Animal into custody and sell, adopt, deliver to an animal welfare agency and if deemed unhealthy/sick by a veterinarian, euthanize the animal.

- i) By replacing Subsection 24(b) with the following:
  - b. All dogs or cats at large, whether licensed or not, shall be taken to the pound keeper and kept there until claimed, sold or euthanized, pursuant to Sections 21, 22 and 23.
- j) By deleting Section 31.
- k) By replacing Section 32 with the following:
 

31. Schedules "A", "B", "C", attached hereto form part of this bylaw and are enforceable in the same manner at this bylaw.
- l) By replacing the number "33" in Section 33 with the number "32".
- m) by replacing Section 7 in Schedule "A" with the following:
 

7. If the owner of a dog, not previously licensed in the city of Castlegar, applies for a dog license after the first day of July, the license fee shall be reduced by one-half (1/2).
- n) by replacing Schedule B with the following:

IMPOUNDING FEES, PENALTIES AND OTHER CHARGES

1. IMPOUNDING FEES

The owner of any dog impounded under this bylaw may reclaim same on application to the Poundkeeper, providing proof of ownership and payment of the following fees:

- a. If the dog is licensed for the current year
  - i. for the first offence \$ 35.00
  - ii. for the second offence in a twelve month period \$ 80.00
  - iii. third offence in a twelve month period \$135.00
- b. If the dog is unlicensed for the current year
  - i. For the first offence \$55.00 plus the applicable licence fee
- c. maintenance fee actual Cost

2. OTHER CHARGES

a. euthanization	actual cost
b. veterinary fee	actual cost
c. replacement of a lost dog licence tag	\$5.00
d. dog licence tag transfer	\$5.00

READ A FIRST TIME this 2nd day of December, 2013.

READ A SECOND TIME this 2nd day of December, 2013.

READ A THIRD TIME this 2nd day of December, 2013.

ADOPTED this 16<sup>th</sup> day of December, 2013.

  
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Mayor

  
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Director of Corporate Services