

# THE CORPORATION OF THE VILLAGE OF POUCE COUPE

## BYLAW NO. 892, 2007 (Replacing Bylaw 853, 2003)

A Bylaw of the Corporation of the Village of Pouce Coupe in the Province of British Columbia (hereinafter called the "Village") to provide for **the licensing, regulation and control of dogs, domestic animals, and the keeping of horses within the Village of Pouce Coupe**. The Council of the Corporation of the Village of Pouce Coupe in open meeting assembled enacts as follows:

### 1.0 Citation

This bylaw may be cited for all purposes as "Animal Control & Licensing bylaw No. 892, 2007".

### 2.0 Interpretations

Administrator:

Means the appointed Chief Administrative Officer of the Village;

Animal:

Includes a dog, horse, mule, ass, swine, sheep, goat, turkey, goose, duck or other poultry, pigeons, reptiles, as well any cattle or fur bearing animal or other animal by whatever technical or familiar name known;

Animal Control Officer:

Means any person designated by Council to administer the provisions of this Bylaw;

At Large:

Includes being unleashed and being elsewhere other than on the premises of a person owning or having the custody, care or control of any animal; or not being under the immediate control of a competent person;

Boulevard:

Means the area between the curb lines of a roadway or lateral lines of a roadway of the shoulders thereof and the adjacent property lines and includes sidewalks;

Bylaw Enforcement Officer:

Means any person designated by the Council to enforce the provisions of the Bylaws of the Village;

Cat:

Means a common domestic mammal;

***Competent Person:***

***Means a person who is not intoxicated, and who is physically able to exercise control over an animal;***

Council:

Means the Council of the Village of Pouce Coupe;

Defecate:

Means to discharge feces from the bowels;

Feces:

Means waste matter discharged from the bowels;

Harbourer:

Means a person who has in his care or control, or has been entrusted with the care or control of any animal;

**Kennel:**

Means a place where dogs are bred, reared, trained or boarded;

**Municipality:**

Means the area lying within the corporate limits of the Village;

**Owner:**

Includes any person who owns, has in his custody or under his control, or harbors any animal within the Village;

**Park:**

Means any property acquired by the Village of Pouce Coupe by means of purchase, lease, or otherwise and held for pleasure, recreation, or community uses of the public, and includes a public library, art gallery, museum, arena, and exhibition buildings

**Person:**

Mean and shall include an actual person, household, corporation, firm, or co-partnership;

**Unlicensed Dog:**

Means any dog for which the license fee for the current year has not been paid to the Village and to which a current tag, issued by the Village, is not attached;

**Vicious Dog:**

Any dog with a known propensity, tendency or disposition to attack, without provocation, other domestic animals or humans; or

Any dogs which has bitten another domestic animal or human without provocation;

## **PART I – REGULATIONS**

### **3.0 Age**

Every person who owns, possesses or harbors any dog apparently **over six (6) months of age** shall obtain a license for such dog every year, and pay to the SPCA/Village the fee for each license in accordance with Schedule “A” attached hereto and forming part of this Bylaw.

### **4.0 Certificate**

4.1 It shall be the responsibility of the owner of a dog to provide evidence to the satisfaction of the Administrator or Animal Control Officer that the dog is “spayed/neutered”. This may include a certificate from a registered Veterinary Surgeon. No refund will be issued if the said dog is “spayed/neutered” after a license has been purchased.

4.2 *It shall be the responsibility of the owner of a dog to provide evidence to the satisfaction of the Administrator or Animal Control Officer that said dog belongs to them.*

### **5.0 Licensing**

5.1 Every license issued under this Bylaw shall be for the calendar year in which the license is issued, and such license shall expire on the 31<sup>st</sup> day of December in the year in which the license was issued, and said license shall be renewed not later then the 1<sup>st</sup> day of February in the following calendar year.

5.2 Every license issued under this Bylaw shall be for one (1) animal only (except the Kennel License; See item 13 hereof). A license is not transferable to any other dog.

5.3 Every person having paid the prescribed fee for a dog license shall receive a dog license tag which shall at all times be fastened to a collar or harness worn on the dog for which the fee was paid. The only exception will be where a qualified Veterinary Surgeon certifies that a dog cannot, due to sickness or injury, comfortably wear a collar or harness or unless a dog is strictly for special purposes and kept in a kennel and the tag is attached to the outside of the kennel.

5.4 No person except the owner of the dog or the Animal Control Officer shall remove a license tag from a dog.

#### **6.0 License Replacement**

The Village may, upon being satisfied that a tag issued hereunder has been lost or stolen, issue a replacement thereof a payment of a fee of five dollars (\$5.00).

#### **7.0 Controlled**

7.1 No person shall allow a dog owned or harbored by him to be at large within the Municipality

7.2 Owners, possessors or harbourers of dogs shall keep them on a leash or under control of a competent person while the dog is upon the highway or in a public place or any place not owned or controlled by that person.

7.3 *Owners, possessors or harbourers of a dog shall keep all dogs carried in the rear of an open vehicle effectively on a leash so that the animal is unable to reach beyond the sides of the vehicle, while the dog is upon the highway or in a public place.*

#### **8.0 Barking**

No person shall keep or harbor any dog which disturbs or tends to disturb the peace, quiet, rest, enjoyment, comfort or convenience of the neighbourhood by its persistent barking or howling.

#### **9.0 Female in Heat & Unneutered Male**

9.1 No person who is the owner of an unspayed female dog shall permit such dog to leave the premises of the owner during such female dog's ovulation period except to convey the dog directly to a veterinarian or boarding kennel.

9.2 *No person who is the owner of an unneutered male dog shall permit such dog to be at large within the Municipality.*

#### **10.0 Type of Animal**

No person shall permit any animal, save and except a dog or cat, to be housed, pastured, or maintained on any land within the Village, except as noted in Part II, Item 19.

#### **11.0 Vicious Animal/Diseased Animal**

11.1 No person shall own, possess or harbor any diseased animal within the Village.

No person shall own, possess or harbor any vicious animal within the Village unless the same is kept sufficiently secured so as to prevent it from endangering the safety of any person or other animal, including a person lawfully entering upon the premises where the animal is located.

11.2 Without limiting the generality of the foregoing, no person who owns, possesses or harbors a vicious dog shall permit, or allow the dog to be on any highway, or any public place, or any place not owned or controlled by that person, unless the dog is sufficiently muzzled and controlled to prevent it from biting another animal or human.

11.3 *Upon receiving a complaint, in writing, that a dog has attacked or attempted to attack any animal or human, the Administrator or Authorized Representative of the Village shall notify the owner of the dog in writing that the dog is now considered to be a "vicious dog" as defined in this Bylaw. The notice will order the*

*owner of the animal to keep the animal securely contained upon the property of the owner so that is cannot harm any human or mammal legally entering the property. The animal must be muzzled and leashed if upon any highway, or in a public place, or any place not owned or controlled by that person.*

*Upon receiving a complaint in writing of a second such offence by the same dog, the Administrator or Authorized Representative of the Village may, in writing, order the owner of the dog to remove the animal from the municipality within 49 hours.*

#### **12.0 Destroying**

The Animal Control Officer may, at any time within his discretion, destroy any animal suffering from an incurable disease, injury or mutilation, to prevent cruel suffering or the spread of disease; an animal deemed to be vicious or where the prescribed fines, fees, and other charges are not paid within 49 hours following the seizure of an animal.

#### **13.0 Kennels**

No person shall keep, possess, or harbor more than two dogs within the Village unless such person has obtained a kennel license under this Section.

A kennel may only be located within the Village of Pouce Coupe:

- i. On land which as been zoned "industrial"
- ii. On residential parcels five (5) acres or larger

No more than six dogs shall be owned or housed by the applicant

#### **14.0 Seizure of Animal**

- 14.1 The Animal Control Officer, or his assistant, or any Village employee who has been directed by the Administrator or any Police Constable may seize any animal which is running at large in contravention of the Bylaw.
- 14.2 The Animal Control Officer or Authorized Representative of the Village is hereby authorized to enter any premises in order to control, impound or destroy any dangerous, vicious, wounded or diseased animal.
- 14.3 The Animal Control Officer or Authorized Representative of the Village is hereby authorized to enter any premises or private property in order to take into custody any animal violating this Bylaw.
- 14.4 The owner, possessor, or harbourer of any animal impounded under this Bylaw may reclaim the same with proof of ownership and payment of the following fees:
  - i) In the case of such animal not being licensed for the current calendar year, prescribed license fees as set out in Schedule "A" Attached hereto.
  - ii) Pound fees for running at large, seizing and impounding such animal as set out in Schedule "A" attached hereto.
  - iii) An additional fee of **\$10.00 for every day** or portion thereof will be charged at the discretion of the Animal Control Officer for expenses incurred in conveying, impounding and maintained such animal.

#### **15.0 Obstructing an Animal Control Officer**

Any person who in any way interferes, resists, or willfully obstructs the Animal Control Officer or any other person lawfully engaged in impounding any dog or carrying out any other duty pursuant to the provisions of this Bylaw, is guilty of an offence against this Bylaw.

#### **16.0 Pound Hours**

The pound shall be open during the hours of 8:30 a.m. to 4:00 p.m. (Monday to Friday inclusive) or by appointment.

**17.0 Dog Defecate**

No owner shall allow or suffer any dog to defecate on any public place, park or private property other than the property of the owner unless the owner shall immediately take steps to remove such feces, and dispose of the same in a sanitary manner.

A person who is certified as being legally blind is exempted from the provisions of this Bylaw.

This Bylaw shall be enforced by any Peace Officer.

An owner who violates a provision of this Bylaw is liable upon summary conviction to a fine not to exceed five hundred dollars (\$500.00) and costs.

**PART II – KEEPING HORSES**

**18.0 Agricultural Zones:**

To keep a horse within the Village, the owner of such horse shall apply for:

- i) Horse Permit; and
- ii) Any relevant permission from Council

Any permit issued may be suspended or revoked by the Administrator if the provisions of this Bylaw are not observed by the Permit Holder.

A horse shall only be kept, housed, pastured on land within the Village of Pouce Coupe that has been zoned Agriculture.

No person shall permit manure to accumulate on any parcel except in a properly contained manner such that runoff to public watercourses or onto adjacent properties does not occur.

**19.0 General**

19.1 No person shall permit his/her horse to be at large within Village Boundaries unless under full control.

19.2 A horse found to be at large without sufficient control within Village boundaries are subject to fines as set out in Schedule “A” attached hereto.

19.3 An owner of a horse shall replace or repair any damages of property within the Village Boundaries caused by his/her horse while at large with or without full control.

**20.0 Pasturing of Horses**

The Village of Pouce Coupe may issue to owners of horses, a permit to allow such owners to pasture their horses on privately owned land (regardless of zone) for a period not exceeding 10 continuous hours. The owner of a horse that is pastured for longer than the 10 hours period will be subject to a fine as set out in Schedule “A” hereto.

**21.0 Horses Ridden With Village Boundaries**

Horses may be ridden through Village limits. However, the owner is responsible for the disposal of any manure caused by their horse. Failure to comply will result in the fines as set out in Schedule “A” hereto.

### **PART III – Keeping of Pigeons**

#### **22.0 General**

Every person keeping pigeons, racing pigeons or show pigeons in the Village of Pouce Coupe must comply with the provisions of the bylaw.

- 22.1 No person shall keep pigeons, racing pigeons, or show pigeons within the Village without holding a valid permit as hereinafter referred.

Every person who keeps or intends to keep pigeons, racing pigeons or show pigeons in the Village shall each year apply to the Village Administrator for a permit allowing the keeping of said pigeons.

When the Medical Health Officer had determined the applicant has complied with the Bylaw and the relevant Public Health Regulations of Bylaws, a permit shall be issued to the applicant by the Administrator upon payment of a yearly license fee in the amount of \$25.00.

- 22.2 Any permit issued may be suspended or revoked by the Administrator if the provisions of this Bylaw are not observed by the permit holder.

- 22.3 No person shall keep more than:
- i. ninety (90) racing pigeons; or
  - ii. ninety (90) show pigeons; or
  - iii. a combination of ninety (90) racing and show pigeons.

#### **23.0 Inspection of Loft and Aviary**

Every person who keeps pigeons, racing pigeons, or show pigeons shall, at any time, permit the Medical Health Officer to inspect the loft and aviary.

#### **24.0 Loft and Aviary**

- 24.1 A loft and attached aviary shall be deemed to be an accessory building. Any person constructing a loft or aviary shall obtain a Building Permit in accordance with the provisions of the Village of Pouce Coupe Building Permit Bylaw.
- 24.2 No loft and attached aviary shall be built closer than 13 meters (40 feet) from any school, church, dwelling or premises occupied by the keeper of such loft or aviary or member of his family.
- 24.3 A loft shall provide at least 237.90 square centimeters (2 square feet) of floor space for each pigeon, racing pigeon or show pigeon over the age of one (1) month.
- 24.4 A loft shall be constructed so as to be dry, airy, and bright inside and have adequate ventilation, having regard to the number of pigeons kept therein.
- 24.5 A loft shall be maintained on the outside equally as well as other buildings on the same property and the inside shall be lime-washed, painted, or disinfected at least twice each year and at such other times as may be directed by the Medical Health Officer.
- 24.6 A loft and aviary shall be cleaned regularly of all refuse and excrement and shall be kept in a sanitary condition satisfactory to the Medical Health Officer.

**25.0 Outside Access**

- 25.1 No person shall permit his/her racing pigeons or show pigeons and show pigeons under his/her control to be outside their loft and aviary except as follows:
- i) for the purpose of supervised exercise each day to achieve and maintain muscular condition, provided that no more that twenty (20) pigeons are released at any one time; or
  - ii) when racing pigeons are returning to the loft from a race or training flight.
- 25.2 No person shall permit his/her pigeons out of the loft or aviary for the purpose of supervised exercise on any Saturday, Sunday, or Statutory holiday after 10:00 a.m. nor between the hours of 10:00 a.m. and 4:00 p.m. on any other day during the months of May, June, July, August, and September.

**26.0 Fines**

Any person who contravenes the provisions of the Bylaw, or refuses to obey a direction of the Medical Health Officer of the Animal Control Officer given pursuant to this Bylaw may be issued with an offence ticket by the Animal Control Officer in the sum of Twenty-five dollars (\$25.00) or, shall be guilty of an offence punishable on summary conviction.

READ A FIRST TIME this 16th day of April, 2007.

READ A SECOND TIME this 16th day of April, 2007.

READ A THIRD TIME this 16th day of April, 2007.

ADOPTED this 7th day of May, 2007.

\_\_\_\_\_  
Mayor Barb Smith

\_\_\_\_\_  
Chief Administrative Officer, Peter Thomas

*Certified a true copy of*  
**“Animal Control & Licensing bylaw No. 892, 2007”**  
*As adopted by Council.*

\_\_\_\_\_  
Chief Administrative Officer, Peter Thomas



# CORPORATION OF THE VILLAGE OF POUCE COUPE

PO Box 190, Pouce Coupe, B.C. V0C 2C0  
 Telephone: (250) 786-5794 Fax: (250) 786-5257  
 www.poucecoupe.ca

## HORSE PERMIT

**PERMIT #:** \_\_\_\_\_

**EFFECTIVE DATE:** \_\_\_\_\_

**THE CORPORATION OF THE VILLAGE OF POUCE COUPE HEREBY**

**AUTHORIZES:** \_\_\_\_\_

**TO KEEP A HORSE ON LAND LEGALLY DESCRIBED AS:**

\_\_\_\_\_

AND ZONED TO ALLOW HORSES UNDER THE REGULATION OF

THE CORPORATION OF THE VILLAGE OF POUCE COUPE BYLAW NO. 890, 2007.

AND ANY AMENDMENTS THERETO, OR IS ALLOWED BY SPECIAL PERMISSION OF COUNCIL FOR A PERIOD AS AGREED.

**TIME PERIOD ALLOWED:** \_\_\_\_\_ **HOURS**

\_\_\_\_\_  
Authorized Signatory of the Village of Pouce Coupe

\_\_\_\_\_  
Certified by Owner



# CORPORATION OF THE VILLAGE OF POUCE COUPE

PO Box 190, Pouce Coupe, B.C. V0C 2C0  
 Telephone: (250) 786-5794 Fax: (250) 786-5257  
 www.poucecoupe.ca

## PIGEON PERMIT

**PERMIT #:** \_\_\_\_\_

**EFFECTIVE DATE:** \_\_\_\_\_

**THE CORPORATION OF THE VILLAGE OF POUCE COUPE HEREBY**

**AUTHORIZES:** \_\_\_\_\_

**TO KEEP A PIGEON ON LAND LEGALLY DESCRIBED AS:**

\_\_\_\_\_

TO KEEP A PIGEON LOFT AND PIGEONS IN ACCORDANCE WITH AND UNDER THE REGULATION OF  
 THE CORPORATION OF THE VILLAGE OF POUCE COUPE BYLAW NO. 890, 2007.

**NUMBER OF PIGEONS OVER THE AGE OF ONE MONTH:** \_\_\_\_\_

**NUMBER OF RACING PIGEONS:** \_\_\_\_\_

**NUMBER OF SHOW PIGEONS:** \_\_\_\_\_

\_\_\_\_\_  
 Authorized Signatory of the Village of Pouce Coupe

\_\_\_\_\_  
 Certified by Owner

Yearly License Fee: \$25.00

# THE CORPORATION OF THE VILLAGE OF POUCE COUPE

## ANIMAL CONTROL AND LICENSING BYLAW NO. 892, 2007 (Replacing Bylaw 853, 2003)

### SCHEDULE "A"

#### Schedule of License Fees:

Spayed Female Dog	\$12.00
Unspayed Female Dog	\$36.00
Neutered Male Dog	\$12.00
Unneutered Male Dog	\$36.00
Vicious dogs	\$100.00
Kennel	\$150.00

#### Schedule of Pound Fees:

For feeding of animal	\$10.00 per day
For seizing and impounding any licensed dog	\$36.00
For seizing or impounding any dog a 2 <sup>nd</sup> time within a 3 month period	\$75.00
For seizing or impounding any dog a 3 <sup>rd</sup> time within a 3 month period	\$100.00
For seizing or impounding any vicious dog	\$300.00
For seizing or impounding any vicious dog a subsequent time within a 3 month period	\$375.00

#### Notice of Offence:

For any dog running at large	\$50.00 (photo proof)
Second offence	\$75.00
Third offence	\$100.00
Allowing a female to be at large during her ovulatory period (in heat)	\$200.00
Allowing an unneutered male dog to be at large	\$200.00
Any vicious dog at large	\$300.00
Harboring an unlicensed vicious dog	\$200.00
Failure to remove a dog from Municipality when ordered to do so	\$300.00
Operating a kennel without a license	\$50.00
Possessing of harbouring a dog which is disturbing the peace	\$100.00
Allowing a horse to be at large	\$25.00
Allowing a horse to be at large a 2 <sup>nd</sup> time within a 3 month period	\$50.00
Allowing horse to be at large 3 <sup>rd</sup> time within a 3 month period	\$100.00
Pasturing of a horse for more than 10 hours	\$25.00
Pasturing of a horse for more than 10 hrs a 2 <sup>nd</sup> time within a 3 mth pd.	\$50.00
Pasturing of a horse for more than 10 hrs a 3 <sup>rd</sup> time within a 3 mth pd.	\$100.00
Failure to comply with manure disposal	\$25.00
Failure to comply with manure disposal a 2 <sup>nd</sup> time within a 3 mth pd.	\$50.00
Failure to comply with manure disposal a 3 <sup>rd</sup> time within a 3 mth pd.	\$100.00

**THE CORPORATION OF THE VILLAGE OF POUCE COUPE  
ANIMAL CONTROL AND LICENSING BYLAW NO. 892, 2007  
(Replacing Bylaw 853, 2003)**

**NOTICE OF BYLAW VIOLATION**

**Animal #** \_\_\_\_\_

**To:** \_\_\_\_\_

**Address:** \_\_\_\_\_

Being the owner or harbourer of an animal described as: \_\_\_\_\_

**Breed:** \_\_\_\_\_

**Colour:** \_\_\_\_\_

**Sex:** \_\_\_\_\_

**Licence No.:** \_\_\_\_\_

You are hereby notified that you have violated the provision of Bylaw No. 892 of the Village of Pouce Coupe in the following manner:

- 1. For dog running at large
  - a) First offence for such dog \$50.00 penalty \_\_\_\_\_
  - b) Second offence for such dog \$75.00 penalty \_\_\_\_\_
  - c) Third offence for such dog \$100.00 penalty \_\_\_\_\_
- 2. Allowing a female dog to be at large during her ovulatory period or a unneutered male dog to be at large \$200.00 penalty \_\_\_\_\_
- 3. Harboring an unlicensed dog \$100.00 penalty \_\_\_\_\_
- 4. Possessing or harbouring more than two dogs without a kennel licence \$50.00 penalty \_\_\_\_\_
- 5. Failure to remove a dog from the Municipality within fifteen days of being ordered to do so by the Clerk or Authorized Representative of the City \$300.00 penalty \_\_\_\_\_
- 6. Possessing or harbouring a dog which is disturbing the peace
  - a) First offence for such dog \$100.00 penalty \_\_\_\_\_
  - b) Second offence for such dog \$150.00 penalty \_\_\_\_\_
  - c) For each subsequent offence by same dog \$200.00 penalty \_\_\_\_\_
- 7. Interfering of willfully obstructing the Animal Control Officer or Authorized Representative of the Village in performance of his/her duty \$200.00 penalty \_\_\_\_\_
- 8. Possessing or harbouring a vicious dog, unmuzzled, whether on private or public property-other than the personal property of the owner. \$200.00 penalty \_\_\_\_\_
- 9. Boarding at \$15.00/night \$\_\_\_\_\_ penalty \_\_\_\_\_
- 10. Licence fees \$\_\_\_\_\_ penalty \_\_\_\_\_
  - \$36.00 Not spayed or neutered
  - \$12.00 Spayed or neutered
- 11. Medical Costs or Vaccination/Deworming \$\_\_\_\_\_

<b>Amount Paid \$</b> _____
<b>Date Paid</b> _____
<b>Payment Agreement</b> Yes / No
<b>Fines Waved</b> By _____

If any fines/fees are waived, I understand that any offense occurring after this time will count as a subsequent offense, and I will be expected to pay the fines associated with such.

\_\_\_\_\_  
Signature of Owner

**ANIMAL CONTROL AND LICENSING BYLAW NO. 892, 2007  
(Replacing Bylaw 853, 2003)**

**NOTICE OF BYLAW VIOLATION**

Violation Date: \_\_\_\_\_ Time: \_\_\_\_\_ A.M. / P.M.

Location of Offence: \_\_\_\_\_

Comments: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Animal Control Officer

The penalty(ies) may be paid by mailing or presenting this notice together with required fee to:

Animal Control  
South Peace SPCA  
637-114<sup>th</sup> Avenue  
Dawson Creek, B.C. V1G 3A1

**FAILURE TO PAY THE REQUIRED PENALTY(IES) WITHIN FIFTEEN (15) DAYS OF THE  
ABOVE VIOLATION WILL RESULT IN PROSECUTION.**

Note: In the event that a dog is not currently licensed, payment of such license fee is required in addition to the aforesaid penalty(ies).