

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

Being a bylaw to provide for the regulation, control and licensing of dogs and other animals within the
Village of Clinton

WHEREAS: the Village of Clinton has adopted an Animal Control Bylaw regulating the control, licensing and protection of dogs and keeping of animals within the Village of Clinton;

AND WHEREAS the Community Charter S.B.C., 2003 Part 3, Division 6 provides that Council may, by Bylaw, regulate, prohibit and impose requirements with respect to animals and to provide for a system of licenses, permits and approvals;

NOW THEREFORE be it resolved that the Council for the Village of Clinton in open meeting assembled, enacts as follows:

1. CITATION:

- a. This bylaw may be cited as "Bylaw No. 543, 2016 - Animal Regulation, Control and Licensing Bylaw and takes effect as of the date of adoption

2. REPEALS:

- a. This Bylaw repeals "Bylaw No. 420, 2004 cited as "Village of Clinton Animal Control and Licensing Bylaw" and any amendments.

3. ADMINISTRATION

- a. In reckoning time for the purpose of this Bylaw, any period of time expressed in days shall be exclusive of any holiday as defined by the Interpretation Act of the Province of British Columbia. Where the time limit or the date under this Bylaw for any proceedings fall due on a day when the offices of the Village are not open to the public, the time so limited shall extend to the day next following on which the offices are open to the public.

4. DEFINITIONS

In this bylaw:

- a. "Animal" means any domestic animal;
- b. "Animal Control Officer" means any person appointed by Council as an animal control officer, and includes a bylaw enforcement officer and peace officer;
- c. "Aggressive Dog" means a dog that meets one or more of the following conditions:
 - i. Has, without provocation, aggressively pursued or harassed a person or other animal or has demonstrated a propensity, tendency or disposition to do so; or
 - ii. Has, without provocation, bitten or caused non-serious injury to a person or another animal or has demonstrated a propensity, tendency or disposition to do so; or
 - iii. An Animal Control Officer has reasonable grounds to believe it is likely to cause injury to a person or animal.
- d. "At Large" with reference to a dog means:
 - i. A dog located elsewhere than on the premises of the person owning or having the custody, care or control of the dog that is not under the immediate charge and control of a responsible and competent person;
 - ii. A dog located upon a highway or other public place, including a school ground or park, that is not secured on a leash to a responsible and competent person; or

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

- iii. A dangerous dog that is on the premises of the owner that is not contained in an enclosed or securely confined within a dwelling.
- e. "Coop" means a covered enclosed structure to shelter hens;
- f. "Council" means the duly elected Municipal Council of the Village of Clinton.
- g. "Dog" means an animal of the canine species irrespective of sex or age.
- h. "Farm Animal" means any domesticated animal normally raised for food, milk or as a beast of burden and without limiting the generality of the foregoing includes: cattle, horses, swine, sheep, goats, mules, donkeys, asses and oxen; but does not include poultry.
- i. "Hen" means a domesticated female chicken that is at least four (4) months old.
- j. "Impounded" means when a dog is seized, delivered, received or taken into the pound or in the custody of the Animal Control Officer.
- k. "Kennel" means a place, building, or structure for the training, breeding, sheltering, or boarding of four or more animals.
- l. "License" means a license issued by the Village for a domestic animal.
- m. "License Year" means the period from January 1st to December 31st in any year.
- n. "Muzzled" means prevented from biting by means of a humane fastening or covering device of adequate strength secured over the mouth.
- o. "Owner" means any person: to whom a license has been issued pursuant to this Bylaw; or who owns, is in possession of, harbours or has the care and control of the animal.
- p. "Pen" means a fully enclosed outdoor space for hens;
- q. "Person" includes any corporation, partnership or party and their heirs, executors, administrators and other legal representatives of such person to whom the context can apply according to law.
- r. "Pound" means any facility established, maintained or operated as a pound in accordance with this bylaw.
- s. "Pound Keeper" means any person appointed by Council to operate the pound, usually the Animal Control Officer.
- t. "Running at Large" means a dog is deemed to be running at large where it is not under control by being:
 - i. On the property of its owner or of another person who has the care and control of the dog;
 - ii. In direct or continuous control 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.
- u. "Village" means the Village of Clinton.
- v. "Vicious Dog" for the purpose of this bylaw means also a dangerous dog or aggressive dog and meets one or more of the following conditions:
 - i Has killed or seriously injured a person,
 - ii Has killed or seriously injured another dog or domestic animal, while in a public place or while on private property, other than property owned by the person responsible for the dog, or
 - iii Which an Animal Control Officer has reasonable grounds to believe is likely to kill or seriously injure a person; or
 - iv That is attack trained.
- w. "Veterinary Clinic" means any building, structure or premises in which animal sickness diagnosis and treatment is carried out and which may include hospitalization.
- x. "Zoning Bylaw" means the Village of Clinton Zoning Bylaw as amended from time to time.

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

5. ANIMAL REGULATIONS – GENERAL

- a. No person shall keep or harbour any animals or birds except in accordance with the provisions of this Bylaw.
- b. No person shall keep, harbour, house or confine within the Village any farm animal, wild animal, rooster, bantam, pigeon, or fur bearing animal
- c. No person shall keep or harbour any ornamental bird on any parcel of land within the Village unless the bird is housed and enclosed on the parcel on which it is kept.
- d. An animal that is fed or sheltered for 72 hours or more shall be deemed to be harboured and the person feeding the dog or animal will be considered the owner.

6. ANIMAL CONTROL OFFICER

- a. The Animal Control Officer or other person(s) so designated by the Village are authorized at all reasonable times to enter on property that is subject to regulation or directions under this Bylaw to ensure they are being observed.
- b. The Animal Control Officer or other person(s) so designated by the Village are empowered to administer this Bylaw and may impound any animal found running at large.

7. CRUELTY OF ANIMALS PROHIBITION

- a. No person shall keep, harbour, house , or confine any animals which are not provided with:
 - i. Clean potable drinking water at all times and suitable food of sufficient quantity to allow for normal growth and the maintenance of body weight;
 - ii. Food and water receptacles kept clean and disinfected and located so as to avoid contamination by excreta;
 - iii. The opportunity for periodic exercise sufficient to maintain good health; and
 - iv. Necessary veterinary medical care when the animal exhibits signs of pain or suffering.
- b. No person shall keep any dog, cat, hen or rodent which normally resides outside, or which is kept outside for extended periods of time, unless the animal is provided with outside shelter which ensures protection from heat, cold, and wet that is appropriate to the animal's weight and type of coat. Such shelters must provide sufficient space to allow the animal the ability to turn around freely and to easily stand, sit, and lie in a normal position, and must be cleaned and excreta removed on a regular basis.
- c. No person may cause a dog, cat, bird or rodent to be confined in an enclosed space, including a motor vehicle, without adequate ventilation

8. ANIMAL PERFORMANCES

- a. No person shall operate or carry on a public show, exhibition, carnival or performance in which animals are required to perform tricks, fight, or participate in exhibitions or performances for the entertainment of an audience, however nothing in this Section shall prohibit or restrict:
 - i. Exhibitions, parades, or performances involving horses or in which individuals ride horses or ponies;
 - ii. Exhibitions involving dogs; or
 - iii. Displays or showings of animals in agricultural fairs or pet showsproviding the exhibition, parade, or performance in no way exploits an animal such that it is being used or treated in an inhumane manner for profit or advantage.

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

9. DOG LICENSING

- a. No person shall own or keep any dog apparently over the age of six (6) months within the Village unless they hold a valid license for each such dog.
- b. An application for a license under this bylaw shall be made by paying the fee prescribed in the Fees and Charges Bylaw No. 538, 2016, which may be amended from time to time.
- c. Upon receipt of the prescribed fee and completed application form signed by the owner of the dog, the Village shall issue a license and corresponding license tag for the dog.
- d. Every license and corresponding license tag issued under this bylaw; shall be for the lifetime of the dog while in the Village of Clinton and is only valid in respect to the dog for which the license is issued.
- e. The person to whom a license is issued under this bylaw shall, while the license is valid and subsisting, affix and keep affixed the corresponding license tag to the collar or harness worn by the dog for which the license is issued.
- f. Where a license tag is lost or destroyed, or where ownership of a validly licensed dog is transferred, or where the owner of the dog, which has a valid license of another jurisdiction moves to the Village, the owner shall, pay the fee prescribed in the Fees and Charges Bylaw No 538, 2016 which may be amended from time to time.
- g. No person other than the Village or authorized agent for the Village or the owner of the dog shall remove a dog license tag issued pursuant to this bylaw or a collar or harness to which a license tag is attached.
- h. Fees paid for a domestic dog license is not refundable.
- i. The Village shall keep a complete registry of all licensed animals, indicating dates of registration, the name and description (preferably a photograph) of each dog and the name and address of each owner

10. DOGS – GENERAL REGULATIONS

- a. No more than three (3) dogs over the age of six (6) months shall be kept or harboured on any one premises within the Village, and no person shall keep or harbour more than three (3) such dogs on any one premises owned or occupied by him/her, or suffer or permit more than three (3) dogs to be kept or harboured on any one premises owned or occupied by him/her.

11. DOGS – CARE AND CONTROL

- a. The owner of the dog shall, at all times when the dog is on the owner's property, keep the dog securely contained so as to prevent the dog escaping from the owner's property.
- b. The owner of a female dog in heat shall, at all times when the dog is in heat, keep the dog securely confined within a building or enclosure capable of preventing the dog's escape and the entry of other dogs.
- c. No person shall suffer or permit any dog owned, possessed or harboured by them to: to do any act that injures a person or persons whether on the property of the owner or not; to do any act that injures an animal or animals whether on the property of the owner or not.
- d. No person shall suffer or permit any dog owned, possessed or harboured by them: to bite a person or persons whether on the property of the owner or not; to bite an animal or animals whether on the property or not.
- e. No person shall own any dog unless the dog is provided with; clean potable drinking water at all times and suitable food in sufficient quality and quantity to allow for normal growth and maintenance of normal body weight; food and water receptacles that are kept clean and disinfected and located so as to avoid contamination by excreta; the opportunity for periodic

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

exercise to maintain good physical and mental health including the opportunity to be unfettered from a fixed area; and necessary veterinary care when the dog exhibits signs of pain, suffering, illness or disease.

- f. No person shall own a dog which normally resides outside or which is kept outside unless the dog is provided with outside shelter that: ensures the protection of the dog from heat, cold and wet that is appropriate for the dog's weight and type of coat and provides sufficient space to allow the dog the ability to turn around freely and stand, sit or lie easily in a normal position; is at least 1 ½ times the length of the dog's length & width and at least as high as the dog's height measured from the ground to highest point of the dog when the dog is standing in a normal position; and is in an area to provide sufficient shade to protect the dog from the direct heat rays of the sun at all times.
- g. No person shall keep a dog in a pen or run area for any length of time unless the person causes the pen or run area or both to be cleaned and sanitized regularly and all excreta to be removed promptly so as not to accumulate.
- h. No person shall cause a dog: to be fastened, hitched or tied by any rope, chain or cord that is directly hitched, fastened or tied to the dog's neck; or to be confined in an enclosed space, including a vehicle, without adequate ventilation.
- i. If an Animal Control Officer finds an animal in critical distress and if in his or her opinion: the animal would not survive such injury, disease or sickness; or it would be an act of humanity to destroy the animal, the Animal Control Officer may destroy the animal, provided that all reasonable attempts to locate or contact the known owner have been exhausted and that the process will not cause the animal to suffer unduly.
- j. No person shall suffer or permit any dog of which they are the owner, possessor or harbourer to make any noise anywhere in the Village, which disturbs the quiet, peace, rest, enjoyment, comfort, or convenience of the neighbourhood or of a person or persons in the vicinity.
- k. No person shall suffer or permit any dog to leave or deposit excrement any place other than the property of the owner unless the owner takes immediate steps to remove such excrement and to dispose of same in a sanitary manner.
- l. The owner of a dog shall, at all times when the dog is not on a leash and under the control of a person who is competent to control the dog, keep the dog securely confined on the property belonging to or controlled by the owner: by keeping the dog indoors; within a fenced area sufficient to prevent the escape of the dog; or by securely tethering the dog in a manner as to prevent the dog from leaving the property.
- m. No person shall keep, harbour or have in their possession any dog suffering from any infectious or communicable disease, unless such dog is in isolation on the owner's property and is undergoing treatment for the cure of such disease.
- n. Section 11.l does not apply if the dog is under the control of a competent person and is: actively involved in a dog show, dog train, or other similar activity; used in connection with peace officer operations or security services and in a designated off-leash area or designated off-leash park

12. VICIOUS DOGS

- a. No person shall allow his or her dog to bite, attack, terrorize, or endanger a person or animal.
- b. An owner of a vicious/dangerous dog must not permit the dog to be on any street, lane, highway, boulevard, park, or public place within the Village unless: the dog is firmly held on a leash not exceeding 2.4 metres in length; the dog is muzzled by a properly fitted humane muzzling device which prevents the dog from biting; and the dog is held by a person of competent strength to restrain the dog.

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

- c. The Animal Control Officer may take and impound any vicious/dangerous dog found at large
- d. On the first day that the Village Office is open for business after a dog has been declared a dangerous dog, or that a person becomes the owner of a dangerous dog, the owner shall attend the Village Office: to pay the fee set out in the Fees and Charges Bylaw No 538, 2016 which may be amended from time to time, for the licensing of a dangerous/vicious dog; to have the dangerous/vicious dog photographed and the photo retained at the Village Office for identification purposes; to provide the Animal Control Officer proof of public liability insurance in the amount of not less than one million dollars (\$1,000,000) for the entire period of the dog license to cover both the premises where the dangerous dog is kept and all claims arising out of the dog bites or attacks, wherever they may occur, caused by the dog for which the license is sought.
- e. Every owner of a vicious/dangerous dog shall notify in writing an Animal Control Officer within three (3) days should the vicious/dangerous dog be moved, sold, gifted or transferred to another person, or die, and the owner remains liable for the actions of the vicious/dangerous dog until such notice is given
- f. Every owner of a vicious/dangerous dog shall immediately notify an Animal Control Officer when that dog is running at large.
- g. The owner of a vicious/dangerous dog shall ensure that when the dog is on the property of the owner, it is either securely confined: indoors and under the control of a person who has the strength to restrain the dog; outdoors within an enclosure as required by this Bylaw, constructed to prevent escape of the vicious/dangerous dog and capable of preventing the entry of any person not in control of the dog.
- h. When the vicious/dangerous dog is off the property on which it normally resides, the owner of the vicious/dangerous dog shall at all such times: ensure the dog is securely muzzled; ensure the dog is on a leash which does not exceed one point two (1.2) metres in length in a manner that prevents damage to public or private property; and ensure the dog is held by a person of competent strength to restrain the dog.
- i. The owner of a vicious/dangerous dog shall ensure the dog does not: chase, injure or bite a person; chase, injure or bite a domestic animal; run at large; or damage private or public property.
- j. Every owner of an aggressive dog shall ensure at all times that the dog is on the owner's property, the dog is: securely confined indoors; or if outdoors on the owner's property, both under the control of a competent person who is of competent strength to restrain the dog and confined on the premises within a fenced area so as to prevent the dog from leaving the premises; or if outdoors on the owner's property, securely tethered in such a manner as to prevent the dog from leaving the premises.

13. KENNELS

- a. Every owner of more than three (3) dogs shall possess a valid and subsisting kennel license and be located in the areas designated in the Zoning Bylaw;
- b. An owner of a kennel shall apply to the Village for a kennel license, and upon payment of the kennel license fee set out in the Fees and Charges Bylaw No. 538, 2016, which may be amended from time to time, and proof of compliance with all Federal and Provincial Regulations and other Village Bylaws, the owner shall be issued a kennel license;
- c. A kennel license is not a substitute for a license required by the Village's Business License Bylaw, and does not relieve an owner of a kennel from compliance with that bylaw nor any other relevant bylaw of the Village. Applicable dog license fees are also required to be paid.

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

- d. Without derogating from any requirement imposed by a bylaw regulating the application and permit process for the construction of buildings or other structures, an application for a kennel license shall, with respect to the building or structure in which dogs are proposed to be kept, housed or confined, include: a scaled and dimensioned site plan showing the proposed location of the building or structure and its distance from the boundaries of the parcel; and a scaled and dimensional elevation plan showing the four elevations of the building or structure.
- e. No person shall:
 - i. Permit or cause a dog to run loose in a kennel except in an adequately fenced area;
 - ii. Permit persistent noise to emanate from a kennel;
- f. The owner or operator of a kennel shall:
 - i. Ensure that all animals in the kennel are under control;
 - ii. Keep the kennel at all times in good repair;
 - iii. Keep the kennel and the yard surrounding it at all times in a clean and sanitary condition and free of vermin and rodents.
- g. A kennel license issued may be suspended or revoked at any time by the Animal Control Officer if the provisions of the Bylaw are not observed by the licensee;
- h. Every licensee shall, at all reasonable times, permit the Animal Control Officer to enter and inspect any kennel for the purpose of ascertaining whether the provisions of this bylaw are being observed;
- i. Every kennel license issued under this Bylaw:
 - i. Expires on the 31st day of December of the year in which it is issued;
 - ii. Is valid only in respect of the kennel for which it is issued; and shall be renewed not later than the 1st day of February in the following calendar year.
- j. The Village shall maintain a record of all kennel licenses issued.

14. KENNEL OPERATIONS

- a. Every kennel and animal shelter shall consist of a fully enclosed building and facilities, constructed, installed and maintained in accordance with the following provisions:
 - i. Every cage or pen must be of sufficient size and height to permit each animal kept therein to allow the animal to turn about freely, stand, sit, and lie in a normal position;
 - ii. There shall be an outdoor exercise area large enough to allow each animal being kept to break into a trot;
 - iii. The building shall be constructed and maintained so as to allow natural light and ventilation to be introduced into the interior of the building by windows, skylights or a combination thereof;
 - iv. The building shall be equipped with a ventilation system capable of maintaining an indoor temperature between 18 C and 27 C;
 - v. The building shall be equipped with a ventilation system capable of providing interior air exchanges with exterior air of not less than 10 changes per hour; and
 - vi. The building and facilities shall be constructed and maintained so as to prevent the escape of any animal being kept.
- b. No owner or operator of a kennel or animal shelter shall cause or permit:
 - i. More than one animal to be kept in a cage or pen unless the cage or pen is of sufficient size and height to permit each animal kept therein to move freely and easily;
 - ii. Female animals in heat to be kept in cages or pens with male animals;
 - iii. Animals exhibiting vicious behaviour or dominance aggression to be kept with other animals;

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

- iv Animals under the age of four (4) months of age to be kept with adult animals other than their dams; and
- v Animals under treatment for a communicable disease or suspected of harbouring a communicable disease to be kept with other animals
- c. Every owner or operator of a kennel shall at least once daily clean and sanitize the kennel of animal excrement.

15. CATS

- a. No premise shall keep more than three (3) cats apparently over the age of four months on any parcel of land in the Village at any one time except in the lawful operation of a kennel or veterinary clinic.
- b. The owner of a cat in heat shall, at all times when the cat is in heat, keep the cat securely confined within a building or enclosure capable of preventing the cat's escape and the entry of other cats.
- c. No person shall keep, shelter, harbour, house or confine or have in his or her possession any cat suffering from any infectious or contagious disease, unless the cat is in isolation and under treatment for such infection or disease.

16. RABBITS

- a. No premise shall keep more than one (1) rabbit apparently over the age of four months on any parcel of land in the Village at any one time except in the lawful operation of a kennel or veterinary clinic.
- b. Where a person keeps or harbours any domestic rabbit on a parcel of land, he or she shall ensure that: the domestic rabbit is not allowed to run at large; and the domestic rabbit is confined to the parcel of land on which it is kept or harboured.
- c. No person shall release or abandon a domestic rabbit on land within the Village.
- d. No person shall keep, shelter, harbour, house or confine or have in this or her possession any rabbit suffering from any infectious or contagious disease, unless the rabbit is in isolation and under treatment for such infection or disease.

17. POULTRY

- a. The keeping of up to four (4) hens is permitted providing that no neighbourhood health, environmental or nuisance problems result.
- b. No person shall keep, house or confine poultry within the Village without first applying for and obtaining a poultry keeping permit from the Village or Animal Control Officer
- c. Without derogating from any requirement imposed by a bylaw regulating the application and permit process for the construction of buildings or other structures, an application for a poultry-keeping permit shall, with respect to the building or structure in which poultry are proposed to be kept, housed or confined, include: a scaled and dimensioned site plan showing the proposed location of the building or structure and its distance from the boundaries of the parcel; and a scaled and dimensional elevation plan showing the four elevations of the building or structure.
- d. A person who keeps up to four (4) hens must:
 - i be a resident of the property where the hens are kept;
 - ii keep not more than four (4) hens on any parcel of land despite the number of permissible dwelling units on that parcel;
 - iii not keep a rooster
 - iv ensure all hens are kept within a secure Coop from sunset to 7:00 am;

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

- v ensure each hen remains at all other times in a Coop or pen;
- vi not permit a hen within a residential dwelling unit or on a balcony or deck;
- vii provide a Coop and a Pen within a minimum of 0.37m² in floor area and 0.92m in height per hen;
- viii provide each hen with its own nesting box and perch that is at least fifteen (15) centimetres long;
- ix not keep a hen in a cage unless for the purposes of transport of the hen;
- x ensure the Coop and Pen do not exceed 10m² floor area or 2m in height;
- xi ensure that the Coop and Pen are situated in a back yard only which has a continuous fence that is in accordance with the Zoning Bylaw;
- xii ensure that the Coop and Pen is situated in accordance with the accessory building setbacks identified in the Zoning Bylaw;
- xiii ensure that the Coop and Pen are situated at least 3m from any windows or dwelling doors;
- xiv ensure the Coop and Pen are situated in such a way that would reasonably prevent entry by wildlife;
- xv maintain each Coop and Pen in good repair and sanitary condition, and free from vermin and obnoxious smells and substances;
- xvi construct and maintain each Coop and Pen such that it is secure from other animals and prevents any rodent from harbouring underneath or within it or within its walls;
- xvii not sell any manure or meat derived from the hens;
- xviii secure all hen food that is stored outdoors from vermin and wildlife;
- xix ensure timely removal of leftover food, debris and manure from each Coop and Pen;
- xx store manure within a fully enclosed structure in a manner that does not generate excessive heat or odour, ensuring not more than 0.085m³ (3 cubic feet) is stored at a time;
- xxi not deposit manure in the Village sewage or drain systems. Small quantities of manure may be delivered to an organic food recycling system, where available, or placed in a residential garbage tote and contained in a sealed bag;
- xxii not slaughter or euthanize a hen on the property;
- xxiii not dispose of a deceased hen other than by delivering it to a veterinarian, landfill in a sealed bag, a farm, an abattoir, or other facility with the ability to lawfully dispose of the carcass;
- xxiv not bury a hen on the property;
- xxv follow biosecurity procedures recommended by the Canadian Food Inspection Agency;
and
- xxvi register the hens with the Village of Clinton

18. FARM ANIMALS

- a. No person shall cause or permit any cattle or farm animals to be kept or harboured within the Village, whether on private property or not, unless allowed in the Zoning Bylaws or are part of the Agriculture Land Commission guidelines.
- b. The exception to 16.a would be a youth participating in a recognized program to raise an animal (4-H Club), however they would have to seek permission through an application from the Village prior to harbouring the animal.

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

19. SEIZURE AND IMPOUNDMENT

- a. An Animal Control Officer may seize and impound
 - i any dog found at large contrary to this Bylaw;
 - ii any unlicensed dog;
 - iii any dog on unfenced land and not securely tethered or contained;
 - iv Any aggressive or dangerous dog, to hold for fourteen (14) days or longer if deemed necessary to observe the dog for any disease, and the owner will have to bear the cost of boarding the dog for this period of time.
 - v Any animal, including livestock and hens, unlawfully at large; and
- b. An Animal Control Officer shall immediately convey any animal seized and liable to impoundment under this Bylaw to the pound.
- c. Where the owner of an animal which has been seized and impounded under this Bylaw is known to, or can be identified by the Animal Control Officer, the Animal Control Officer shall notify the owner, by telephone or by mail addressed to the last known address of the owner, of the fact that the animal has been seized and impounded under this Bylaw and that the animal will be sold, destroyed or otherwise disposed of by the Village after the expiration of seventy-two (72) hours from the date the notice was received by the owner unless, in the meantime, the animal is reclaimed. For the purpose of this Bylaw, notice by mail shall be deemed to be received by the owner after expiration of three days from the date the notice was mailed and notice by telephone shall be deemed to be received by the owner the day notice is left on the voice mail of the owner's telephone.
- d. Where the owner of an animal which has been seized and impounded under this Bylaw is not known to, and cannot be identified by, the Animal Control Officer shall cause notice of the seizure and impoundment to be posted on the public notice board at the Village and on social media. Such notice shall set out particulars of the impounded animal, the date of seizure and impoundment of the animal, and that the animal will be sold, destroyed, or otherwise disposed by the Village after the expiration of seventy-two (72) hours from the date of the notice unless, in the meantime, the animal is reclaimed.
- e. An owner of an animal seized and impounded under this Bylaw, or any person authorized in writing on the owner's behalf, may redeem the impounded animal at any time prior to its sale, destruction, or disposal under this Bylaw upon:
 - i Delivery to the pound keeper of evidence satisfactory to the pound keeper of ownership of the impounded animal;
 - ii Payment of the penalty and fees, costs and charges incurred in respect of the seizure and impoundment of the animal as set out in the Fees and Charges Bylaw No, 538, 2016 as amended from time to time;
 - iii Where the impounded animal is required to be licensed pursuant to this Bylaw and is not licensed, payment of the fee as set out in the Fees and Charges Bylaw No. 538, 2016 which may be amended from time to time; and
 - iv Completion of an acknowledgement of animal redemption form in the form attached as Schedule "D" to this bylaw, if the animal is a vicious/dangerous dog within the meaning of this bylaw, then completion of the form attached as Schedule "D" to this bylaw.
- f. Where an animal that has been seized and impounded under this Bylaw has not been redeemed, the pound keeper may, after the expiration of the notice periods established under this Bylaw, offer the impounded animal for sale or adoption.
- g. Where the pound keeper is unable or considers it undesirable to affect the sale or adoption of an animal that has been seized and impounded under this Bylaw, or where an impounded

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

animal that has been offered for sale or adoption but has not been sold or adopted, the pound keeper shall destroy or otherwise dispose of the animal.

- h. An Animal Control Officer may seize any animal that he or she considers is suffering from an incurable disease or life threatening injury and destroy that animal upon certification of the animal's condition by a licensed veterinarian.

20. POUND OPERATIONS

- a. The Council may establish, maintain and operate facilities for the impounding of animals at any place and upon any premises as the Council may by resolution determine.
- b. The Council may appoint a person as Pound keeper to operate such Pound, or may enter into an agreement with any person, corporation or society to operate a Pound and to act as Pound keeper.

21. POUND KEEPER DUTIES

- a. The pound keeper shall maintain records which include:
 - i. A description of every animal seized and impounded under this Bylaw and the date and time each animal was received by the pound;
 - ii. The name of the person or persons taking or sending any animal to be impounded;
 - iii. The date and time each animal impounded was redeemed, sold, destroyed or otherwise disposed of by the pound keeper;
 - iv. The name of every person redeeming any animal and the amount paid by such person;
 - v. The name of every person purchasing any impounded animal and the amount paid by such person; and
 - vi. The amount of impoundment and maintenance fees, costs, and charges connected with each impounded animal;
 - vii. Inspection
- b. An Animal Control Officer may enter on any property at any reasonable time for the purpose of ascertaining whether the regulations and requirements of this Bylaw are being observed.

22. NO INTERFERENCES

- a. No person shall obstruct or interfere with an Animal Control Officer in the performance of his or her duties under this Bylaw.

23. PENALTIES

- a. Any person who contravenes this Bylaw is liable upon summary conviction to a fine not exceeding \$10,000 and the cost of prosecution. Every day during which there is an infraction of this Bylaw shall constitute a separate offence.
- b. This bylaw is enforceable by way of a Municipal Ticket Information pursuant to the Village of Clinton Municipal Ticket Information Bylaw No. 438, 2006 (as amended from time to time)

24. SEVERABILITY

- a. If any section, subsection, sentence, clause or phrase in this bylaw is for any reason held to be invalid by a decision of any Court of competent jurisdiction, the decision shall not affect the validity of the remaining portion of the bylaw.

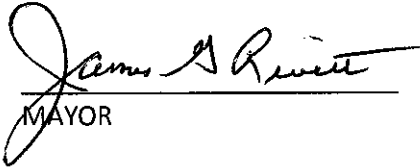
**THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW**

READ A FIRST TIME THIS 22nd DAY OF June, 2016

READ A SECOND TIME THIS 22nd DAY OF June, 2016

READ A THIRD TIME THIS 22nd DAY OF June, 2016

FINALLY ADOPTED THIS 13th DAY OF July, 2016



MAYOR



CORPORATE OFFICER

**THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW**

**THE CORPORATION OF THE VILLAGE OF CLINTON
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW NO 543, 2016**

SCHEDULE "A"

APPLICATION FOR ANIMAL LICENSE

DATE: _____

OWNER: _____ **PHONE:** _____

STREET ADDRESS: _____ **BOX No.** _____

VILLAGE: _____ **POSTAL CODE:** _____

ANIMAL'S NAME: _____

SEX: **MALE** _____ **FEMALE** _____

INDICATE IF SPAYED OR NEUTERED: _____

COLOUR: _____ **BREED:** _____

TAG NO. ISSUED _____

I hereby agree that the undersigned is the true owner of the above mentioned animal and that in the event of an ownership change of the above mentioned animal occurs during the term of this license, the Village will be notified immediately of such change.

Owner's Signature

DATE: _____

APPLICATION REVIEWED AND APPROVED BY _____

**THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW**

**THE CORPORATION OF THE VILLAGE OF CLINTON
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW NO 543, 2016
SCHEDULE "B"**

**Village of Clinton
PO BOX 309
Clinton, BC VOK 1KO**

HEN REGISTRATION

HEN OWNER: _____

STREET ADDRESS: _____

POSTAL ADDRESS: _____

PHONE NUMBER: HOME _____ WORK _____

EMAIL: _____

I confirm that I reside on the above property _____ (Initial)

I confirm that I have permission from the property owner (if applicable) _____ (initial)
(Provide written proof with name, phone number, email and address of the owner)

A copy of the schematic showing location and setbacks of the Coop and Pen for the hens has been provided by the applicant. _____.

I confirm that I have read and understand the information regarding Backyard Hens and that I have and will comply with the Village Zoning requirements for the location of the Coop and Pen structures on the property. _____ (initial)

Date of issuance: _____

Applicants Signature: _____

APPLICATION REVIEWED AND APPROVED BY _____

**THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW**

**THE CORPORATION OF THE VILLAGE OF CLINTON
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW NO 543, 2016
SCHEDULE "C"**

**Village of Clinton
PO BOX 309
Clinton, BC VOK 1K0**

ANIMAL SEIZURE FORM

I, _____, Animal Control Officer for the Village of Clinton, advise that the animal described as follows:

Was seized at _____ am/pm on the _____ day of _____, 201_

For the following reason(s):

And I further advise that ownership of said animal will revert to the Village if not claimed according to the relevant sections of this Bylaw at _____ am/pm on the _____ day of _____, 201_

(Picture if possible)

Notification posted ____, or given, ____ to owner on _____ day of _____, 201_ by the Animal Control Officer

**THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW**

**THE CORPORATION OF THE VILLAGE OF CLINTON
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW NO 543, 2016
SCHEDULE "D"**

**Village of Clinton
PO BOX 309
Clinton, BC VOK 1K0**

Application for Release of Animal/Vicious Dog

1. I, _____, of _____
(name of owner) (address of owner)
2. I am the owner of the dog/animal.
3. I am aware and have been informed that the dog/animal is a vicious dog/animal within the meaning of the Community Charter. I am aware of the responsibility and potential liability that rests with me in keeping or harbouring the dog/animal. The dog/animal is kept at:

(the "property")

4. In consideration of the release of the dog/animal to me, I hereby acknowledge, covenant and agree with the Village of Clinton that:
 - a. I will keep the dog/animal effectively secured, while not on the property;
 - b. I will keep the dog muzzled while not on the property;
 - c. I will keep the dog/animal securely confined either indoors or in an enclosed pen or other structure capable of preventing entry of young children and adequately constructed to prevent the dog/animal from escaping, while the dog/animal is on the property;
 - d. I will notify the Village within one week of any change of address that involves the relocation of the dangerous dog/animal and amend the property information in this agreement accordingly;
 - e. I will post warning signs on the property as required in the Village bylaw's.
 - f. I will save harmless and indemnify the Village of Clinton, its Animal Control Officer, and any of its officers, employees, agents, and elected or appointed officials from and against all actions, causes of action, proceedings, claims, demands, losses, damages, costs and expenses whatsoever and by whomever brought in any way arising from or caused by the release of the dog to me or the keeping or harbouring of the dog by me, and without limiting the generality of the foregoing, for personal injury or death inflicted on any other animal or any person by the dog/animal or damage to property caused by the dog/animal.
5. I submit the sum of \$_____ in payment of all license and impounding fees payable by me to the Village of Clinton under the Village's bylaws

(Name of Witness)

(Signature of owner)

(Signature of Witness)

(Date)

THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW

THE CORPORATION OF THE VILLAGE OF CLINTON
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW NO 543, 2016
SCHEDULE "E"
NOTICE OF BYLAW VIOLATION

No. _____

TO: _____

ADDRESS: _____

Being the owner or harbourer of an animal described as:

Breed: _____ Colour: _____ Sex: _____ License No. _____

YOU ARE HEREBY NOTIFIED that you have violated the provisions of Bylaw No. _____, 2016 (which may be amended from time to time) of the Village of Clinton in the following manner:

1. For licensed dog running at large
 - a. First offence \$ _____ penalty _____
 - b. Second offence \$ _____ penalty _____
 - c. Third offence \$ _____ penalty _____
 - d. Fourth offence \$ _____ penalty _____
 - e. For each subsequent offence \$ _____ penalty _____

2. For unlicensed dog running at large
 - a. First offence \$ _____ penalty _____
 - b. Second offence \$ _____ penalty _____
 - c. Third offence \$ _____ penalty _____
 - d. Fourth offence \$ _____ penalty _____
 - e. For each subsequent offence \$ _____ penalty _____

3. Harboursing an unlicensed dog (in addition to the required license fee for such dog)
 - a. First offence Warning Letter
 - b. Second and each subsequent offence \$ _____ penalty _____

4. Possessing or harboursing more than three (3) dogs without a kennel license
 - a. First offence \$ _____ penalty _____
 - b. Second offence \$ _____ penalty _____
 - c. Third offence \$ _____ penalty _____
 - d. For each subsequent offence \$ _____ penalty _____

5. Possessing or harboursing an animal that is disturbing the peace

6. Interfering or willfully obstructing the Animal Control Officer or Authorized Representative of the Village in performance of his/her duty \$ _____ penalty _____

7. Possessing or harboursing a vicious dog, unmuzzled, whether on private or public property-other than the personal property of the owner. \$ _____ penalty _____

**THE CORPORATION OF THE VILLAGE OF CLINTON
BYLAW NO. 543, 2016
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW**

**THE CORPORATION OF THE VILLAGE OF CLINTON
ANIMAL REGULATION, CONTROL AND LICENSING BYLAW NO 543, 2016
SCHEDULE "E"
NOTICE OF BYLAW VIOLATION CON'T**

VIOLATION DATE: _____ TIME: _____ AM/PM

LOCATION OF OFFENSE: _____

COMMENTS:

ANIMAL CONTROL OFFICER OR AUTHORIZED REPRESENTATIVE OF THE VILLAGE _____

THE PENALTY may be paid by mailing or presenting this notice together with the required fee to:

The Village of Clinton
PO Box 309
Clinton, BC V0K 1K0

IF YOU WISH TO DISPUTE the alleged violation you must notify the Village by signing below and returning this document to:

The Village of Clinton
1423 Cariboo Highway
PO Box 309
Clinton, BC V0K 1K0

NO LATER THAN 15 DAYS of the date of the alleged offence herein:

I WISH TO DISPUTE THE ALLEGED OFFENCE HEREIN:

NAME: _____

ADDRESS _____

PHONE NO. _____

SIGNATURE _____

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