

BYLAW NO. 1-21

A Bylaw of the Village of Macoun for Licensing Dogs and Cats and Regulating  
and Controlling Persons Owning or Harboring Pets

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The Council of the Village of Macoun enacts as follows:

1) For the purposes of this Bylaw:

(a) "Pet" means any domesticated or tamed animal kept primarily for a person's company or entertainment rather than as a working animal, livestock or a laboratory animal and cared for affectionately;

(b) "Dog" or "Cat" includes all species of the animals commonly known as dogs or cats, male or female, spayed or neutered and of every breed or classification or mixture of breeds;

(c) "License Year" means the period from January 1 to December 31 of the same year, both dates inclusive;

(d) "Judge" means a judge of the Provincial Court;

(e) "Treasurer" means the Village Administrator of the Village of Macoun;

(f) "Owner" means any person or persons, partnership, association or corporation owning, possessing, harboring, having charge of or control over any pet, and includes a keeper of a pet;

(g) "Running at Large" means off the premises of the owner when not on a leash held by a person able to control the pet.

2) No dog or cat under the age of six months shall require a license.

3) The annual license fee charged for dogs or cats owned, possessed or harbored by any person while residing in the Village of Macoun, excepting seeing eye dogs, shall be in accordance with the schedule of fees prescribed in Schedule "A" attached to this Bylaw;

4) The owner of every dog or cat shall apply to the Treasurer on or before January 31 of each year for a license to keep such dog or cat within the Village, upon receipt of payment in full, the Treasurer shall issue a license and a tag, when required, for each dog or cat owned by the owner.

5) Every applicant for license for a spayed or neutered dog or cat, shall produce to the Treasurer, at the time of making application, a certificate of a Veterinary Surgeon, that such dog or cat has been spayed or neutered.

6) All license fees to be paid under this Bylaw shall be paid to the Treasurer of the Village, located at the Village Office, 454 Appleton Ave.

- 7) (a) No owner shall permit any pet to be running at large in the Village of Macoun;
- (b) No owner or other person shall use a leash greater than two (2) meters in length on a pet, when such pet is off the premises of the owner, and where a leash greater than two (2) meters in length is used by the owner or any other person, the pet shall be deemed to be running at large. If a retractable leash is used on your dog or cat, you must be able to maintain no greater than a (2) meter length.
- (c) If an owner or other person uses a tether long enough that a pet can step off the property boundaries of the owner, the pet shall be deemed to be running at large.
- 8) No owner or keeper of a dog or cat shall permit their dog or cat on any school grounds, playground or posted area, except when using the dog in question for a guide or "seeing-eye" dog.
- 9) (a) If a pet defecates on any public or private property, other than the property of its owner, the owner or keeper shall cause such defecation to be removed immediately. If the owner of a pet fails to remove such defecation immediately, the owner shall be in violation of this Bylaw.
- (b) Section 9(a) shall not apply to an owner who is a blind person and who is using the dog in question for a guide or "seeing-eye" dog.
- 10) No owner or keeper shall permit his pet to damage public or private property.
- 11) Any person teasing, enticing, baiting, poisoning or throwing objects at a pet, within Village limits, shall be in violation of this Bylaw.
- 12) (a) Any owner whose pet chases any pedestrian, vehicle or any other animal, bitten, attempted to bite, attacked, growled, killed or destroyed any person or any animal in the Village of Macoun, whether on or off leash, is guilty of an offense and liable on summary conviction to the penalties prescribed by this Bylaw.
- (b) If a person is convicted of an offense under Section 12(a) of this Bylaw and it appears to the Judge or Justice of the Peace hearing the complaint that the pet is dangerous, the Judge or Justice of the Peace may make an order:
- i) directing that the pet be kept by the owner or keeper under proper control; or
  - ii) directing that the pet be destroyed; or
  - iii) when a Judge or Justice of the Peace orders that pet be destroyed, he may, by the same order direct the appropriate authority to destroy the pet; in addition to assessing any fine upon conviction.
- 13) Notwithstanding Section 12 of this Bylaw, where any pet is suspected of having rabies, such pet shall not be killed but shall be secured and isolated for ten days and the matter immediately reported to a Medical Health Officer whose instructions shall be

carried out.

14) No owner of a pet shall permit his pet to become a nuisance by barking or howling or emitting other animal sounds outside of the home.

15) (a) Any owner of a dog or cat that has not registered their dog or cat and contravenes any provisions in this bylaw shall receive a fine, no warning will be issued.

(b) Any owner of a dog or cat that has registered their dog or cat and contravenes any provisions of this bylaw shall receive a warning for the first offence and a ticket for any offense thereafter of the same contravention.

(c) Any owner of a pet, other than a dog or cat, that contravenes any provision of this bylaw shall receive a warning for the first offence and a ticket for any offense thereafter of the same contravention.

16) Any owner of a pet within Village limits, who's pet contravenes a provision of this bylaw, will receive all warnings or tickets issued regardless of whether the owner was present during the contravention of the bylaw.

~~17) No person is authorized to set up traps within Village limits for the purpose of trapping animals, except for Village employees. Omit as per Motion 2021/145~~

18) Bylaw No. 5-13 is hereby repealed.

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Mayor

SEAL

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Administrator

Certified a true copy of Bylaw No. 1-21 adopted by Council on the 3rd Day of May, 2021.

**Schedule "A" to Bylaw No. 1-21**

Dogs and Cats	License Fee
1) All dogs and cats	\$10.00 / annually
2) All dogs and cats not spayed/neutered	\$50.00 / first time fee
3) Late payment of license fee	\$2.50 / per month late

**Schedule "B" to Bylaw No. 1-21**

The penalty for a person who has contravened the provisions of Sections 7(a)(b)(c), 8, 9(a), 10, 12(a), 14 and 17 shall be:

- \$300.00 for the first offence
- \$600.00 for the second offence
- \$900.00 for the third offence
- \$900.00 for every recurring offence

A \$100.00 discount will be deducted off the penalty fine for a first offense only, if the dog or cat is registered prior to any contravention of Bylaw No. 1-21.

The penalty for a person who contravened the provision of Section 11 shall be:  
\$500.00 for the first and every recurring offence