

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 5556

A BY-LAW to provide for the collection of licence fees from and the issuance of licenses to any person who owns, possesses or harbours any dog and to provide for the seizure, impounding and detention of unlicensed dogs and of dogs unlawfully permitted to be at large.

The Council of The Corporation of the District of Burnaby ENACTS as follows:

1. This by-law may be cited as "BURNABY DOG TAX AND POUND BY-LAW 1969".

2. In this by-law unless the context otherwise requires

"Corporation" means The Corporation of the District of Burnaby.

"Municipality" means the Municipality of Burnaby.

"Owns" includes possesses or harbours.

"Owner" includes possessor or harbourer.

"Person" shall have the same meaning as in the Interpretation Act R.S.B.C. C.199.

"Pound" means any building or enclosure established as a pound by the Corporation.

"Pound-keeper" means the person appointed by the Corporation for the purpose of enforcing and carrying out the provisions of this by-law and includes any persons employed by him.

"Unlicensed dog" means any dog for which a valid and subsisting licence for the current year has not been procured or to which a numbered license tag for the current year is not affixed.

3.(1) Every person within the Municipality who owns a dog:

(a) shall have a valid and subsisting licence for the said dog;

(b) shall procure the said licence upon application in writing to the Licence Inspector of the Corporation upon the form provided and upon paying the prescribed licence fee, namely

\$5.00 for each male dog, \$10.00 for each unspayed female dog, and \$5.00 for every female dog certified as spayed by a licensed and qualified veterinarian;

(c) shall obtain the said licence immediately upon becoming the owner of the said dog and thereafter on or before the second day of January in each calendar year.

(2) The said licence when issued shall be for the current calendar year only.

4.(1) Upon payment of all prescribed fees and charges the Licence Inspector of the Corporation shall issue to the owner of the dog a numbered licence tag stamped for the current year and the owner shall affix the said licensed tag securely to the said dog by means of a dog collar or otherwise.

(2) The Licence Inspector of the Corporation shall maintain a record of all licenses issued showing the name and address of the owner, the date of issue of the licence, a description and the licence number of the dog licensed and the licence fee paid.

(3) The Licence Inspector of the Corporation may issue a duplicate licence tag upon being satisfied by the owner that the original licence tag issued has been lost or stolen and upon payment of a fee of twenty-five cents (\$.25).

(4) Every owner shall have a valid and subsisting licence tag affixed to his dog.

(5) No person shall without lawful excuse remove a valid tag affixed to his dog.

5. Every person who owns a dog shall not permit the said dog to be at large and without limiting the generality of

the foregoing shall keep the said dog under the control of a competent person while upon a highway or public place.

6.(1) The pound-keeper shall seize and impound

- (a) any dog unlawfully at large;
- (b) any dog found upon a highway or public place not under the control of a competent person; and
- (c) any unlicensed dog.

(2) The pound-keeper shall keep every impounded dog in the pound for 72 hours after seizure, unless sooner reclaimed as herein provided.

(3) The owner of an impounded dog may reclaim the said dog by

(a) applying to the pound-keeper at the pound when the same is open for business and before the expiry of 72 hours after seizure of the said dog;

(b) providing proof of ownership of the said dog;

(c) paying an impoundment fee of \$10.00 if the said dog is licensed for the current year or by paying the sum of \$15.00 if the said dog is not licensed for the current year; and

(d) paying the current licence fee, if not already paid.

(4) If the owner does not reclaim the said dog as herein provided, the pound-keeper may forthwith destroy or sell the said dog.

7. The pound-keeper shall

(a) supply each impounded dog with adequate food and water while impounded;

(b) keep a book or register in which he shall record a description of each dog impounded, destroyed, sold or reclaimed, the date, time and place of such impounding, destroying, selling or reclaiming, the name and address of the person reclaiming or purchasing the dog and the price paid by the person reclaiming or purchasing the dog;

(c) keep a record of all moneys received by him pursuant to this by-law;

(d) pay to the Corporation all moneys received by him pursuant to this by-law unless authorized by the Corporation not to pay all moneys received by him to the Corporation; and

(e) keep the pound open for business from 9:00 o'clock in the forenoon until 6:00 o'clock in the afternoon on Monday, Tuesday, Wednesday, Thursday and Friday and on Saturdays from 9:00 o'clock in the forenoon until 12:00 o'clock noon; provided that the pound may be closed on statutory holidays.

8. The pound-keeper may at all reasonable times enter upon any property

(a) to ascertain if there is on the said property any unlicensed dog; and

(b) to seize and impound any unlicensed dog.

9. No person shall rescue or attempt to rescue or interfere with any dog seized and impounded under the provisions of this by-law or interfere with or obstruct or impede the pound-keeper in the execution of his duties.

10. Every person who violates any of the provisions of this by-law shall be guilty of an offence punishable on summary

conviction and shall be liable to a fine not exceeding \$500.00 and in default of payment to imprisonment not exceeding thirty days.

11. By-Law No. 1515, being the "Burnaby Dog Tax and Pound By-Law 1935", is hereby repealed.

Read a first time this 25th day of August, 1969.

Read a second time this 25th day of August, 1969.

Read a third time this 25th day of August, 1969.

Reconsidered and adopted this 8th day of September, 1969.

Robert H. Ruttle

M A Y O R

J. Shaw

C L E R K

