



Animal Control Regulations

Pursuant to the powers vested in it under the Municipalities Act, S.N.L. 1999, c.M-24, as amended and all other powers enabling it, the Town of Bauline enacts the following Regulations relating to the regulation and control of domesticated animals within the Town of Bauline, effective as of the 26th day of March 2014.

Title

1. These regulations shall be known and cited as the Town of Bauline's "Animal Control Regulation".

Interpretation

2. In these Regulations, unless the context requires otherwise;
 - a. "Act" means the Municipalities Act, S.N.L. 1999, c.M-24
 - b. "Animal" means dog, cat, livestock, chickens or other animal prescribed by council from time to time;
 - c. "Animal Control Officer" means any person employed or contracted by the Town of Bauline or other persons designated by the Town of Bauline to enforce provisions of these regulations;
 - d. "Cat" means a male or female domesticated cat;
 - e. "Council" means the Town Council of the town of Bauline;
 - f. "Dog" means a male or female domesticated dog;
 - g. "Municipality" means the Town of Bauline; and
 - h. "Owner" means any person, partnership, association, or corporation that owns, possesses or has control, care or custody over an animal.
 - i. "Town" means the Town of Bauline

Licensing

3. The Owner of any Dog aged four months or more shall obtain a license for the Dog by registering it with the Municipality.
4. The Owner of any Dog aged four months or more shall obtain a license of the Dog within 20 business days of acquiring the Dog or within 20 business days of the Dog attaining the age of four months.
5. The Owner of any Animal other than a Dog is encouraged to register the Animal with the Municipality but such registration is not mandatory.
6. The Town may from time to time appoint licensing officers who will issue license tags for registered Animals.
7. When a Dog is off the property of the Owner, the Owner shall cause the Dog to wear around the neck a collar to which shall be attached the current license tag issued for that Dog.
8. The Town Office will maintain a register of all dogs licensed within the municipality, showing the date and number of registration and license, the name and description of the Animal, and the name, address and contact information of the Owner.
9. In order for the municipality to cause its record of all registered Animals to be accurate, the Owner of a registered Animal shall notify the Town of the death of the Animal or if there has been a change in ownership of the Animal.
10. A license for an Animal shall be valid for the life of the Animal and is not transferable.
11. The cost of registering and licensing an animal with the Town of Bauline is a one-time fee of \$5.00. Replacement for lost or damaged tags is \$5.00. This fee is subject to review and amendment with the annual budget analysis.

Tethering

12. An owner of a Dog shall keep it safely tethered or penned at all times except where:
 - a. It is held on a leash by a person or is accompanied by a responsible owner;
 - b. It is being used by a person for the purpose of lawful hunting;
 - c. It is being used by a person to work in a lawful manner with sheep; or
 - d. It is kept or used for another purpose and under the conditions prescribed in regulations enacted pursuant to the Dog Act, R.S.N.L. 1990 c.D-26.
13. The running at large of any Animal is prohibited unless otherwise exempted by law.

Feces/Excreta

14. When an Animal defecates:
 - a. On any public or private property other than the property of its Owner, the Owner shall cause such feces/excreta to be removed immediately;
 - b. On private property of its Owner, the Owner shall cause such feces/excreta to be removed in a timely manner so as not to disturb the enjoyment, comfort or convenience of any person in the vicinity of the property.

Nuisance

15. No Owner of an Animal shall suffer, permit, allow or for any reason have his or her Animal, bark, howl, meow or make other sounds excessively so as to become a nuisance in the opinion of Council.
16. No Owner of an Animal shall permit his or her animal to:
 - a. Chase, bite or attack any person;
 - b. Chase, bite or attack any domestic Animal; or
 - c. Damage public or private property.
17. The Municipality may refuse to permit the keeping of any Animal which it considers offensive or likely to create a public nuisance or health hazard, or is causing a threat to public safety.

Impounding

- The Animal Control Officer may seize and impound:
 - a. Every animal found at large;
 - b. Every Dog not wearing a collar and tag while off the premises of the Owner and not accompanied by a person responsible; and
 - c. Every Animal where the Animal or its Owner is found in contravention of any of the provisions of these regulations.
- When an unlicensed Animal is impounded by the Animal Control Officer, the Animal shall not be released to the Owner without compliance with section 3 of these Regulations.
- The Animal Control Officer may enter any property for the purpose of capturing and impounding any Animal that has escaped the control of the Animal Control Officer.
- The Animal Control Officer shall make all reasonable efforts to identify and contact the Owner of every stray Animal received, whether the Animal is living or dead.
- The Animal Control Officer shall keep a record of all Animals impounded but shall not be bound to advertise that an Animal has been impounded.
- Every Animal impounded shall be provided with clean food and water and sheltered in sanitary conditions. The Animal shall remain impounded for a minimum of two days or for the length of time prescribed by provincial legislation, unless the Animal is claimed by its rightful Owner. If not claimed within that time, the Animal shall become the property of the Municipality.
- An Animal that is impounded and not claimed by the Owner within the time provided in section 22 may:
 - a. Be offered for adoption for such fees as may be established; or
 - b. Be euthanized by humane methods.
- Where in the opinion of the Animal Control Officer, in consultation with a veterinarian, an impounded Animal is injured or ill and should be destroyed without delay for humane reasons or for reasons of safety to persons; the Animal may be euthanized humanely.
- Where and impounded Animal seized and impounded is injured or ill and is treated by veterinarian, the Municipality shall, in addition to any impoundment fees, be entitled to charge the person claiming the Animal for the cost of the treatment.
- During the impoundment period, the Owner may claim the Animal upon proof of ownership of the Animal and payment to the Municipality of:

- a. Impounding fees as specified in Schedule A;
 - b. The daily Boarding Fee for the Animal as specified in Schedule A multiplied by the number of days impounded;
 - c. Veterinary fees where applicable; and
 - d. Reimbursement of any other costs reasonably incurred by the Animal Control Officer for the purpose of impounding the Animal.
- An impounded Animal which in the opinion of the Animal Control Officer, is dangerous to persons and/or Animals may be humanely destroyed immediately. An impounded Animal that has been designated as dangerous by the Animal Control Officer shall not be offered for adoption.

Kennels

- 29. No person shall operate a Kennel or carry on any business or operation for the purpose of boarding, keeping, training or treating Animals without a permit in writing from Council. Such Kennel, business or operation may be inspected by the Animal Control Officer at all reasonable times and without a warrant for the purpose of enforcing these Regulations.
- 30. A fee shall be payable for a permit to operate a Kennel within the Municipality which shall be set by a resolution of Council.

Warnings/Orders

- 31. The Animal Control Officer has authority to issue written warnings and orders to an Owner of any Animal found in violation with any provision of these Regulations or to an Owner of any Animal that in the opinion of the Animal Control Officer, is not being properly cared for to:
 - a. Remove the Animal for the premises or dwelling;
 - b. Have the Animal euthanized in a humane manner; or
 - c. Comply in any other manner as directed.

Quantity

- 32. Council may limit the number of Animals to be kept on any residential or private property within the Municipality.

Complaints

- 33. Complaints shall be investigated by the Animal Control Officer or any other person authorized by Council, who shall forward a report to Council outlining any action deemed necessary and any other recommendations.

Enforcement

- 34. These Regulations may be enforced summarily by any Police authority or by any other person authorized by Council.

Offenses

35. Any person who contravenes the provisions of these Regulations or who fails to comply with any provision thereof including orders made pursuant to these Regulations, or neglects or refuses to do so, is guilty of an offense.
36. Any person who interferes with or impedes in any way the Animal Control Officer or any person authorized by Council in the performance of their duties, or who in any way tampers with equipment or vehicles used for the purpose of enforcing these regulations, is guilty of an offenses.

Penalties

37. Any person who is guilty of an offense under these Regulations shall be liable to the penalties stipulated under section 420 of the Act and amendments thereto.

Impound Feeds

1. Impound fees are subject to review and amendment at the annual budget analysis and will be posted in the yearly Schedule of Taxation and Fees.
2. The following fines shall be paid by the owners of dogs seized and impounded in any twelve month period:

First Offence

Licensed Animal \$50.00

Unlicensed Animal \$100.00

Second Offence

Licensed Animal \$100.00

Unlicensed Animal \$150.00

Third Offence

Licensed Animal \$150.00

Unlicensed Animal \$175.00