

**BY-LAW # 312 OF THE VILLAGE OF MORRIN
IN THE PROVINCE OF ALBERTA, CANADA.**

**A BY-LAW TO REPEAL BY-LAW # 197 AND AMENDMENTS
THERE TO AND REPLACE BY THIS BY-LAW BEING # 312
TO PROVIDE FOR THE LICENSING, REGULATION AND
CONTROL OF DOGS IN THE VILLAGE OF MORRIN.**

SECTION 1 INTERPRETATION

In this By-Law unless the context otherwise requires.

- 1 **ANIMAL:** means any tame male/female (canine) dog and /of cat.
- 2 **VILLAGE OF MORRIN:** means the Municipal Corporation of the Village of Morrin or the area contained within the Village limits.
- 3 **ANIMAL CONTROL OFFICER:** means a person (s), firm or corporation appointed by the Village of Morrin , whose duties entail carrying out and enforcing the provisions of this By-Law.
- 4 **OWNER:** means the person(s) who has legal title to an animal (dog/cat) and includes any person(s) who has possession or custody of an animal either temporarily or permanently, or harbors the animal or permits any animal to about his/her house or premises: shall be deemed to be the owner.
- 5 **LICENSE:** means an annual registration fee paid to the Village of Morrin upon receipt of said registration, the Village of Morrin will issue a current year license tag to the owner.
- 6 **LICENSE TAG:** means a metal numbered tag issued by the Village of Morrin to the registered owner of a dog(s) that be affixed to the dog(s) collar and worn by such dog(s) at all times.
- 7 **RUNNING AT LARGE:** means any dog(s) which is off the premises of it's owner within the corporate limits of the Village of Morrin, not on a leash or other immediate, continuous and effective control of a competent person(s), and or it's owner.
- 8 **LEASH:** means a chain or other commercial device, not longer than fifteen (15) feet in length, capable of restraining the dog on which it is being used.

- 9 **PROVINCIAL COURT:** means the Provincial Court of Alberta, Criminal Division.
- 10 **OFFENSE:** means anyone who contravenes any provision of this By-Law.

SECTION 11. RESPONSIBILITIES OF DOG OWNERS

The owner of a dog(s) over the age of **3 months**

- 1 **MUST** register and obtain an annual license as set out in Schedule "A"
SCHEDULE "A" MAY BE AMENDED FROM TIME TO TIME BY RESOLUTION OF COUNCIL AS REQUIRED.
- 2 **ALL** dog licenses **MUST** be purchased prior to January 31st of the **current year.**
- 3 any dog license(s) purchased on/or after the first day of February of each year will be double the licensing fee.
- 4 any new residents of Morrin and/or any dog(s) acquired after January 31st of any year **MUST** purchase a dog licensing tag within thirty (30) days of becoming a resident of the Village of Morrin or acquiring a new dog(s).
- 5 any owner who fails to register a dog(s) and pay the annual license fee in accordance with this By-Law shall be guilty of an offense and liable to the penalties specified in Schedule "B" of this By-Law.
SCHEDULE "B" MAY BE AMENDED FROM TIME TO TIME BY RESOLUTION OF COUNCIL AS REQUIRED.
- 6 owner's shall ensure that their dog(s) do not run at large within the corporate limits of the Village of Morrin.
- 7 **MUST** have control at all times when the dog(s) is off the owner's premises , this requires the dog(s) to be on a leash not longer than fifteen (15) feet in length.
- 8 shall ensure a current metallic tag issued is attached to a collar and is worn by such dog(s) at all times when off the owner's premises.

- 9 **SHALL NOT PERMIT THEIR DOG(S) TO BECOME A PUBLIC NUISANCE BY:**
- a biting, attacking any person(s), animal(s), bicycle, automobile or any other vehicles.
 - b chasing or otherwise threatening a person(s), animal(s), bicycle, automobile or any other vehicle whether on the property of the owner or not.
 - c barking, howling or otherwise disturbing any person(s).
 - d defecates on any private or public property other than the property of its owner, shall remove such defecation immediately.
 - e upsetting any waste receptacles, bags or scattering and/or tearing the contents thereof, either in or about a street, lane or other public property, or about premises not belonging to or in possession of the owner of the dog(s).
- 10 may not leave a dog(s) unattended in or on any motor vehicle, unless said dog(s) is restricted to prevent access to humans or animals as long as such restraint provides for suitable ventilation.
- 11 shall not permit their dog(s) on any School Grounds or Ball Diamonds.

SECTIO

1. RESPONSIBILITIES OF THE VILLAGE OF MORRIN

- 1 The Village of Morrin shall keep an up to date register of all dogs over the age of three (3) months within the Village of Morrin.
- 2 The Village of Morrin shall establish a By-Law Enforcement Officer Animal Control Officer. The By-Law Enforcement Officer/Animal Control Officer shall make all the rules and regulations not inconsistent with this By-Law pertaining to the administration impoundment.

SECTION IV. NUMBER OF DOGS AND OR CATS PER RESIDENCE

- 1 All owners of dogs and cats will be limited to only **three (3)** pets per residence.

SECTION V. LICENSING

- 1 The owner of any dog(s) over the age of three (3) months in the Village of Morrin, must obtain an annual dog license on the first day of each new year within thirty (30) days after they become the owner of any dog(s)
- 2 The validity of registration of the dog license so issued shall be valid from January 1st to December 31st in the year for which it is issued.
- 3 **All** annual dog license fees must be purchased by January 31st of each new year, as outlined in Schedule "A".
- 4 Annual dog licenses purchased **ON/OR AFTER** the first day of February of each new year will be double the licensing fee (See Schedule "A").
- 5 Any new resident of the Village of Morrin must obtain a current dog license within thirty (30) days after becoming a resident of the Village of Morrin, or they will be subject to penalties as outlined in Schedule "B".
- 6 No person(s) shall give false information when applying for a dog tag.
- 7 Upon receipt of payment of the license fee for each dog, a tag indicating the year for which the fee has been paid and marked with a number corresponding to the number in the Village's records, shall be issued to the owner.
- 8 Dog tags are not transferable from one dog to another and no refund shall be made on any paid up dog license fee because of the death or sale of the dog or upon the owner's leaving the Village before the expiration of the license period.

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- 9 The owner(s) of a dog(s) shall ensure that their dog is wearing the current licensed tag at all times.
- 10 Dog license fee is \$ 10.00 per year, if purchased before January 31 of each year.

SECTION VI. BY-LAW ENFORCEMENT/ANIMAL CONTROL AUTHORITY

- 1 The Animal Control Officer shall keep an up-date record of all complaints, notices and reports and a similar record of their disposition.
- 2 The Animal Control Officer, Police Constable, or By-Law Enforcement Officer may seize and impound:
- (a) every dog running at large.
 - (b) every dog not wearing a collar and tag while off the premises of the owner.
- 3 In the act of pursuit of any dog in violation of Section VI, part 2 (a) and (b) of this by-law, any officer empowered to apprehend dogs under this Section is hereby authorized to enter upon private property at all reasonable times, provided however, that in this section, private property shall not included any building occupied as a residence.
- 4 **No person**, whether or not he/she is the owner of a dog which is being or has been pursued or captured shall:
- (a) interfere with or attempt to obstruct an Animal Control Officer, Police Constable or By-Law Officer who was attempting to capture or who has captured any dog in accordance with the provisions of this By-Law.
 - (b) unlock or unlatch or other wise open the vehicle in which dogs captured for impoundment have been placed, so as to follow or attempt to allow any dog to escape.
 - (c) remove or attempt to remove any dog from the possession of the Animal Control Officer, Police Constable or By-Law Enforcement Officer.
 - (d) the owner or occupier of any private property may apprehend a dog found running at large over his/her property and shall immediately thereafter notify the Animal Control Officer of the fact.

- 5 The By-Law Enforcement Officer/Animal Control Officer may enforce the provisions of this By-Law and where he/she has reasonable grounds to believe that a person(s) has committed a breach of any provision of this By-Law, may issue an offense ticket to an owner(s) of a dog(s) alleged to have committed one or more of the offenses herein before designating the appropriate voluntary penalty as specified.

SECTION V11 PENALTIES

- 1 any person(s) who does not pay the voluntary penalty provided and contravenes any provision of this By-Law is guilty of an offense and is liable upon summary conviction to a fine of not less than the voluntary penalty plus all solicitor and court costs and not more than fifteen hundred dollars (\$1500.00) plus all solicitor and court costs, incurred by the Village of Morrin in prosecution of offenders, and in default of payment is liable to imprisonment for a term not exceeding six (6) months.
- 2 the levying and payment of any fine(s) or the imprisonment for any period provided in this By-Law shall not relieve any person(s) from the necessity of paying any fees, charges or costs from which they are liable under the provisions of this By-Law.
- 3 a Provincial Court Judge, in addition to the penalties provided in this section, may consider the offense sufficiently serious and may direct or order the owner(s) of any dog(s) to stop the dog(s) from, doing the mischief, causing the disturbance, nuisance complained of, or to have the dog(s) removed from the Village of Morrin or have the dog(s) destroyed.

SECTION V111 OTHER CHARGES &/OR PENALTIES

- 1 any charges levied by the Animal Control/By-Law Enforcement Officer for any service and/or special service(s) shall be paid directly to the Animal Control/By-Law Enforcement Service, before the dog(s) is released to the owner(s).

SCHEDULE "A"
PENALTIES

INFRACTION	FIRST OFFENCE	SECOND OFFENCE
Fail to register dog and obtain license.	\$ 50.00	\$ 100.00
Fail to ensure collar and license tag worn on dog	\$ 30.00	\$ 100.00
Permit dog to run at large	\$ 50.00	\$ 100.00
Permit dog to bark and howl	\$ 50.00	\$ 100.00
Fail to remove defecation	\$ 30.00	\$ 100.00
Interfere with enforcement	\$ 50.00	\$ 100.00
Keeping more than three (3) pets per residence	\$ 50.00	\$ 100.00
Damage public or private property	\$ 50.00	\$ 100.00
Chase person, animal, bicycle or motor vehicle.	\$ 100.00	\$ 200.00
Attacks or bites person or other animal	\$ 250.00	\$ 500.00

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2 any dog(s) that is in the Animal Control/By-Law Enforcement Services custody and that does not have a current Village of Morrin metallic tag fastened to the collar, **MUST** purchase one or prove that one has been purchased from the Village of Morrin, and/or the Animal Control/By-Law Enforcement Services before the dog(s) is released back to the owner(s).

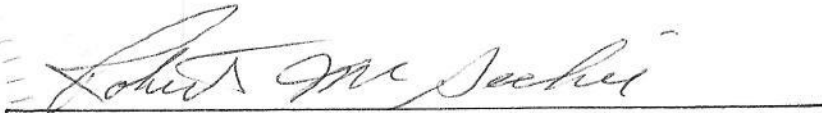
SECTION 1X Nothing in this By-Law shall prevent any person(s) from exercising his/her right to defend any charge laid for committing a breach of provisions of this By-Law, or prevent any Animal Control/By-Law Enforcement Officer, Peace Officer, in lieu of servicing an offense ticket, or any other person(s) from laying an information against any person(s) for committing a breach of any provision of this By-Law.

This By-Law shall come into force and effect on final reading thereto:

READ a first time this 16th day of OCTOBER, 2002. **CARRIED UNANIMOUSLY**

READ a second time this 16th day of OCTOBER, 2002. **CARRIED UNANIMOUSLY**

GIVEN THIRD AND FINAL READING and finally passed this 16th day of OCTOBER, 2002. **CARRIED UNANIMOUSLY**



MAYOR



ADMINISTRATOR