

BY-LAW #2
A BY-LAW OF THE MUNICIPALITY OF AROOSTOOK
RESPECTING DOGS

The council of the Municipality of Aroostook, duly assembled hereby enacts as follows:

1. In this by-law
 - (a) "dog" includes bitch;
 - (b) "owner" includes a person who
 - (i) is in possession of a dog,
 - (ii) suffers a dog to remain about his property or property under his control, or
 - (iii) harbours a dog,
 - (iv) registers or licenses a dog under this by-law; and
 - (c) "running at large" means to be unleashed
 - (i) in a public place,
 - (ii) on private property other than that of the owner or keeper of the dog without the consent of the owner of the property, or
 - (iii) in a forest or wooded area, while not in the company and control of the owner or keeper thereof.

* 2. (1) Every owner of a dog shall register that dog with the clerk on or before the first day of October in each year and at the time of that registration shall pay to the clerk a license fee of (\$5.00) Five dollars for males and spayed females and (\$10.00) Ten dollars for unspayed females.

(2) A person who after the First day of October in any year becomes the owner of a dog that is not registered or licensed in accordance with this by-law, shall register that dog with the clerk within thirty days after becoming the owner

3. (1) Notwithstanding section 2, an owner who keeps dogs for breeding purposes may, upon applying therefor, be issued a kennel license by the clerk that, subject to subsection (3),

(a) applies to every dog in the kennel as long as the dog is owned by the holder of the kennel license and

(b) is in lieu of any other license or registration under this by-law.

* (2) The fee for a kennel license is (\$10.00) ten dollars payable to the clerk at the time of issuance.

(3) A kennel license is in force until the thirty-first day of January of the year next succeeding the year of issuance.

4. The clerk shall

(a) keep a record of the registration of all dogs under this by-law showing the date of registration, the registration number, the name and description of each dog and the name and address of the owner,

(b) deliver to the owner of the dog at the time of the registration of the dog a metal tag on which is inscribed the figures indicating the year of registration and the number under which the dog is registered,

(c) when he issues a kennel license, deliver to the holder of the license a tag for each dog owned by the holder of the license, and

* (d) upon the payment of the sum of (.25) twenty-five cents to him by a person who loses a tag issued under this by-law, issue that person a replacement tag.

5. Every owner of a dog shall cause a dog registered by him under this by-law to wear a collar to which is attached the

7. The council may establish one or more dog pounds and appoint one or more pound-keepers, or dog catchers.

8. The pound-keeper, under the supervision of the Village Clerk,

(a) shall carry out all directions of the Village Clerk respecting the dog pound,

(b) may in a sportsmanlike manner capture and impound any dog

(i) not registered or licensed under this by-law,

(ii) not wearing a collar and tag issued under this by-law when a dog is off the property of the owner or keeper of the dog or when it is pursued onto the property of the owner or keeper of the dog,

(iii) running at large, or

(iv) actually or apparently affected with rabies or any other contagious disease,

(c) shall have general supervision and control of the pound,

(d) shall maintain the dog pound in a sanitary condition,

(e) subject to this by-law, shall have the control of all dogs in the dog pound,

(f) shall provide adequate care and sufficient food and water for the dogs in the pound,

(g) where, in his opinion, the condition of a dog warrants the examination or care of a veterinary surgeon, shall report any apparent illness, communicable disease, injury or unhealthy condition of any dog in the pound to a veterinary surgeon,

(h) shall supervise and direct the duties of any

(i) when a dog brought to the pound has or appears to have rabies or any other communicable disease, shall segregate and restrain the dog from the other dogs in the pound, and report any case of rabies or suspected rabies to the district medical health officer,

(j) where no other person is authorized to collect fees and charges levied under this by-law, shall collect those fees and charges from the person liable therefor,

(k) shall keep a record of

(i) the daily operation of the pound,

(ii) the number of dogs impounded and the disposition of each dog, and

(iii) the notices sent to owners and the notices posted pursuant to this by-law,

(l) shall dispose of all dogs as provided under this by-law,

* (m) shall charge a fee of (\$2.00) two dollars per day or part of a day for maintaining a dog in the pound.

9. (1) A peace officer of the municipality may capture and impound or deliver to the pound-keeper for safekeeping until released or otherwise disposed of under this by-law any dog

(a) not registered or licensed under this by-law,

(b) not wearing a collar and tag issued under this by-law when the dog is off the property of the owner or keeper of the dog or when it is pursued onto the property of the owner or keeper of the dog,

(c) running at large, or

(d) actually or apparently affected with rabies or any other contagious disease.

(2) When a peace officer or pound-keeper impounds a dog

10. The owner of any dog impounded may upon establishing his ownership to the dog and upon paying the registration fee, if such dog is not registered, and upon payment of the fees of the pound-keeper or other peace officer for impounding and keeping such dog, obtain the release of the dog from the pound.

11. (1) Any dog which has not been redeemed within a period of (72) seventy-two hours after being impounded may be sold by the pound-keeper or peace officer impounding such dog for the best price obtainable and the money derived from such sale shall be applied to the payment of the fees of the pound-keeper and the peace officer for seizing, impounding and maintaining the dog and the balance, if any, shall be paid to the municipal treasurer to be used for the general purposes of the municipality.

(2) The pound-keeper shall keep a record of the sale of any dog sold under this section, which record shall include a description of the dog, and the name and address of the buyer.

12. (1) The pound-keeper may continue to keep a dog in the pound longer than the period provided in section 11 when

- (a) the owner
 - (i) requests the pound-keeper to keep the dog for a longer period, or
 - (ii) advises the pound-keeper of his ownership but does not pick up the dog from the pound within the time provided in section 11 as the case may be,
- (b) there is sufficient room in the pound to continue to keep the dog,
- (c) the dog is not vicious, rabid, suffering from a communicable disease, ill or injured,
- (d) the dog is not required to be destroyed under this by-law, and
- (e) the pound-keeper is satisfied that the owner or

by the owner or anyone acting on his behalf of a fee of (\$10.00) *
ten dollars and any costs incurred in connection with the
disposal of the carcass. *To be taken to the Veterinary for disposal.*

13. Any person who purchases from the pound-keeper or a
peace officer any impounded dog that is not registered or
licensed under this by-law shall register or license the dog
under this by-law before taking possession of it.

14. The fee of a peace officer or the pound-keeper for
seizing and impounding a dog shall be (\$10.00) ten dollars. *

15. Any dog impounded under this by-law
(a) as a result of running at large and having bitten
a person,
(b) not sold under section 11, or
(c) that is rabid,

may be destroyed in the manner directed by the clerk.

16. No person authorized under this by-law to capture
and impound or destroy a dog shall be liable in damages for
any injury or damages caused to the dog while it is being
captured and impounded or destroyed.

17. (1) Where a dog is suffering from any communicable
disease, the owner shall not permit the dog to be in any public
place and shall not keep the dog in contact with or in proximity
of any other dog.

(2) A person who owns a dog that is rabid or suspected
to be rabid or has been exposed to rabies shall immediately
report the matter to the district medical health officer and to
the chief of police and the pound-keeper.

(3) No owner of a female dog shall permit that dog to be
* in a public place while in heat.

18. Every person who removes a collar or metal tag from a

19.

Every owner of a dog

(a) that is rabid and who fails to have the dog immediately destroyed on becoming aware that the dog is rabid,

(b) that persistently disturbs the neighborhood by barking, or

(c) that persistently annoys pedestrians or drivers of horses, motor vehicles, motor cycles, bicycles, or other vehicles by running after or barking at them,

is guilty of an offence.

20. (1) When a complaint is made to him that a dog has bitten or attempted to bite any person and upon being satisfied that the dog is dangerous, a judge of the Provincial Court may make an order

(a) directing the owner or keeper of the dog to keep it under control, or

(b) directing the owner or keeper of the dog or some other person to destroy the dog.

(2) A rabid dog or a dog suspected of being rabid shall for the purposes of this section be deemed dangerous.

21. * (1) The owner of a dog which has not been vaccinated against rabies shall cause his dog to be vaccinated

(a) within (10) ten days after acquiring the dog if it is more than two months of age; or

(b) within (10) ten days after it has reached the age of two months.

(2) (a) when a dog is more than two months of age on the coming into force of this by-law, and it has not been vaccinated against rabies, the owner shall cause such dog to be vaccinated against rabies within one month thereafter.

22. A person who fails to comply with sections 2, 3 or 13 is guilty of an offence and is liable on summary conviction to a fine of not more than (\$5.00) five dollars per day for each day the failure continues up to a maximum of (\$100.00) one hundred dollars.

23. Any person who violates any provision of this by-law except sections 2, 3 or 13 is guilty of an offence and is liable on summary conviction to a fine of not less than (\$10.00) ten dollars and not more than (\$50.00) fifty dollars.

24. This by-law comes into effect on the date of final passing thereof.

READ A FIRST TIME BY TITLE this 16 day of MAY
, 1978.

READ A SECOND TIME BY TITLE this 16 day of MAY
, 1978.

READ IN ITS ENTIRETY IN COUNCIL this 29 day of
June , 1978.

READ A THIRD TIME BY TITLE AND DONE AND PASSED
IN COUNCIL this 29 day of June , 1978.

Andrew Scott
(MAYOR)

Clinton Demming
(CLERK)

AMENDMENT TO BY-LAW #2
A BY-LAW OF THE MUNICIPALITY OF AROOSTOOK
RESPECTING DOGS

The Council of the Municipality of Aroostook, duly assembled hereby amends and enacts the following:

In Section 2:

(a) by repealing paragraph (1) and substituting the following:

(a.1) Every owner of a dog shall register that dog with the clerk on or before the first day of April in each year and at the time of that registration shall pay to the clerk a license fee of (\$10.00) Ten dollars for neutered males and spayed females and (\$20.00) Twenty dollars for unaltered males and females."

(b) in paragraph (2) by striking out "First day of October" and substituting "First day of April"

In Section 3:

(i) by repealing subsections (1)(a)(b), (2) and (3) and adding subsection (4) no person shall keep dogs for breeding purposes or a kennel, for profit in the village limits.

In Section 4:

(1) subsection (c) is repealed.

(2) subsection (d) is amended by striking out "the sum of (.25) twenty-five cents to him" and substituting "the sum of (\$2.00) Two dollars to the clerk".

Section 5 is amended by striking out "him" and substituting "the owner"

In Section 8:

Subsection (g) is amended by striking out "in his opinion," and substituting "in the pound keepers opinion,"

Subsection (m) is amended by striking out "a fee of (\$2.00) two dollars per day" and substituting "a fee of (\$5.00) Five dollars per day"

In Section 9:

Subsection (2) is amended by striking out "he shall attempt to ascertain the ownership of the dog and if the owner of the dog is known, notify him by telephone" and substituting "they shall attempt to ascertain the ownership of the dog and if the owner of the dog is known, notify the owner by telephone"

In Section 12:

Subsection (2) is amended by striking out "acting on his behalf of a fee of (\$10.00) ten dollars" and substituting " acting on their behalf of a fee of (\$20.00) Twenty dollars"

In Section 14:

Section 14 is amended by striking out "shall be (\$10.00) ten dollars and substituting "shall be (\$20.00) Twenty dollars"

In Section 20:

Subsection (1) is amended by striking out "made to him" and substituting "made to a Judge"

In Section 22:

Section 20 is amended by striking out "sections 2,3 or 13" and substituting "sections 2 or 13"

In Section 23:

Section 23 is amended by striking out "sections 2,3 or 13" and substituting "sections 2 or 13"

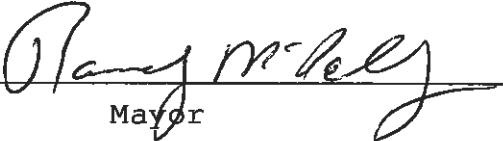
This amendment comes into effect on the date of final passing thereof.

READ A FIRST TIME BY TITLE THIS 10th DAY OF March, 1997.


READ A SECOND TIME BY TITLE THIS 10th DAY OF March, 1997.

READ IN ITS ENTIRETY IN COUNCIL THIS 14th DAY OF April, 1997.

READ A THIRD TIME BY TITLE AND ENACTED BY COUNCIL THIS 14th DAY OF April, 1997.



Mayor



Clerk

AMENDMENT #2B
TO BY-LAW #2 AND AMENDMENTS
A BY-LAW OF THE MUNICIPALITY OF AROOSTOOK
RESPECTING DOGS

The Council of the Municipality of Aroostook, duly assembled hereby amends and enacts the following:

In Section 2, subsection (1) is amended by striking out "the first day of April.." and substituting "the first day of February.."
subsection (2) is amended by striking out " the first day of April.." and substituting "the first day of February.."

In Section 4: "The clerk shall" is amended to read "The clerk or animal control officer shall".

In Section 8, subsection (m) is amended by striking out "shall charge a fee of (\$5.00) Five dollars per day.." and substituting "shall charge a fee of (\$10.00) Ten dollars per day..".

In Section 9, subsection (1), is amended to read "A peace officer or animal control officer of the municipality..."
subsection (2), is amended to read " a peace officer or animal control officer or pound-keeper.."

In Section 11, subsection (1), is amended to read "peace officer or animal control officer..".

In Section 14, is amended to read "peace officer or animal control officer.." and by striking out "\$20.00) Twenty dollars." and substituting "\$30.00) Thirty dollars."

In Section 20, subsection (1)(a) is amended by striking out "keep it under control, or" and substituting "keep it under control in public by the use of a muzzle, or"

In Section 21, subsection (2)(a), is amended by striking out "vaccinated against rabies within one month thereafter." and substituting "vaccinated against rabies within (10) Ten days hereafter."

Section 22 is repealed.

Section 23 is repealed.

Section 25 is added and reads as follows:

- (A) A person who fails to comply with or violates any provision of this by-law is guilty of an offence and is liable on summary conviction to a fine of:
- (1) for the first offence (\$60.00) Sixty dollars.
 - (2) for the second offence (\$100.00) One hundred dollars.
 - (3) for the third offence (\$200.00) Two hundred dollars.
 - (4) for the fourth offence , the municipality will have the right to prohibit a person

from owning, keeping, possessing, harbouring, license or register, or suffer a dog about his property or property under his control an altered or unaltered male or female dog in the municipality in perpetuity or a fine of (\$500.00) Five hundred dollars at the municipality's discretion.

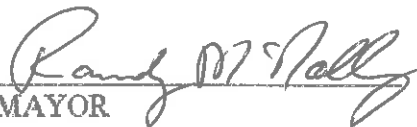
These amendments comes into effect on the date of final passing thereof

READ A FIRST TIME BY TITLE THIS 8TH DAY OF SEPTEMBER 1997.

READ A SECOND TIME BY TITLE THIS 8TH DAY OF SEPTEMBER 1997.

READ IN ITS ENTIRETY IN COUNCIL THIS 14TH DAY OF OCTOBER 1997.

READ A THIRD TIME BY TITLE AND ENACTED BY COUNCIL THIS 14TH DAY OF OCTOBER 1997.


MAYOR


CLERK

**AMENDMENT #2C
TO BY-LAW #2 AND AMENDMENTS
A BY-LAW OF THE MUNICIPALITY OF AROOSTOOK
RESPECTING DOGS**

The Council of the Municipality of Aroostook, duly assembled hereby amends and enacts the following:

In Section 8, subsection (m) is amended by striking out "shall charge a fee of (\$10.00) Ten dollars per day or part of a day for maintaining a dog in the pound" and substituting "shall charge a fee of (\$15.00) Fifteen dollars per day or part of a day for maintaining a dog in the pound".

Section 14 is amended by striking out "seizing and impounding a dog shall be (\$30.00) Thirty dollars." and substituting "seizing and impounding a dog shall be (\$30.00) Thirty dollars plus total mileage at the provincial government rate."

These amendments come into effect on the date of final passing thereof.

READ FOR A FIRST TIME BY TITLE AND IN ITS ENTIRETY
THIS 9th DAY OF February, 1998.

READ FOR A SECOND TIME BY TITLE THIS 9th DAY OF February, 1998.

READ FOR A THIRD TIME IN ITS ENTIRETY
THIS 9th DAY OF March, 1998.

READ FOR A THIRD TIME BY TITLE AND ENACTED BY COUNCIL
THIS 9th DAY OF March, 1998.

V. Pomey M. Pally
MAYOR

Barbara Fanson
CLERK