

VILLAGE OF ANMORE

BYLAW NO. 96-1993

A Bylaw to provide for the
control of Animals within
the boundaries of Anmore

WHEREAS pursuant to Section 933(1) of the Municipal Act, R.S.B.C., 1979 c. 290, the Council of the Corporation of the Village of Anmore has the authority by bylaw to regulate or prohibit:

- (a) the keeping of horses, cattle, sheep, goats, swine, rabbits or other animals and define areas in which they may be kept or may not be kept;
- (b) the keeping of poultry, pigeons, doves or other birds and define areas in which they may be kept or may not be kept;
- (c) the keeping of fur bearing animals or other animals, whether domesticated or undomesticated and define areas in which those places are permitted or not permitted;
- (d) the running of cattle on a highway or public place, or the straying of or trespassing by cattle on a highway or public place or private property, and the grazing of cattle on unfenced land, unless they are securely tethered;
- (e) the running of poultry or rabbits on a highway or public place, or the straying of or trespassing by poultry or rabbits on a highway or public place or private property, and the grazing of poultry or rabbits on unfenced land.

AND WHEREAS pursuant to Section 932(r) of the Municipal Act, R.S.B.C. 1979, c. 290, the Council of the Corporation of the Village of Anmore may provide for the destruction of any animal suffering from an incurable disease;

NOW THEREFORE the Council of the Corporation of the Village of Anmore in open meeting assembled ENACTS AS FOLLOWS:-

PART 1 - TITLE

1. This bylaw may be cited as "Village of Anmore Animal Control Bylaw No. 96-1993".

PART 2 - INTERPRETATION

2. For the purpose of this bylaw, the following words and terms shall have the meaning hereby assigned to them, with appropriate changes in number or gender as required by the context::

"Animal"	means a horse, sheep, goat, mule, ass, swine, rabbit, poultry, llama, cow or other animal of the bovine species and any other fur bearing animals, but does not include cats and dogs;
"Collector"	means the Clerk/Treasurer of the Village of Anmore or any person authorized by Council to perform the duties assigned in this bylaw to the Collector;
"Council"	means the Council of the Corporation of the Village of Anmore;
"keeping"	means owning, possessing, having the care, custody or control of, or harbouring;
"Municipality"	means the Corporation of the Village of Anmore;
"officer"	means any person appointed by Council as a bylaw enforcement officer or bylaw inspector and includes any police officer;
"owner"	means any person: (a) who owns, is in possession of or has the care, custody or control; (b) who harbours or allows to remain about his house, land or premises.

PART 3 - CONTROL OF ANIMALS

- 3.1 For the purposes of this bylaw, any animal other than a dog or cat is deemed to be at large, where such animal trespasses on any highway, public place or private property (whether or not such animal is under the direct and continuous charge of a person who is competent to control it).
- 3.2 Every person owning or keeping any animal shall prevent that animal from becoming at large in the Municipality.

PART 4 - KEEPING OF ANIMALS

- 4.1 No person shall keep any animal in any building or structure unless the building or structure:
- (a) is located more than 7.5 metres from any residential dwelling on any adjoining or neighbouring property; or
 - (b) complies with the setbacks as established by the Zoning Bylaw and any building regulations;
- whichever is the greater distance.
- 4.2 No person shall locate a run area for any animal unless such run area is located more than 7.5 metres from every boundary line on the land on which the run is situated.
- 4.3 No person shall keep any animal on any parcel of land within the Municipality that is not in an area zoned in accordance with the Zoning Bylaw.
- 4.4 No person shall keep on any parcel of land less than 1 acre within the Municipality:
- (a) more than 12 adult poultry of which none shall be roosters; or
 - (b) more than 2 adult rabbits and 2 litters of rabbits.
- 4.5 No person shall keep on any parcel of land greater than 1 acre within the Municipality;
- (a) more than 24 adult poultry of which only 1 may be a rooster;
 - (b) more than 7 female rabbits and their litters; or
 - (c) more than 50 rabbits in total.
- 4.6 No person shall keep any animal on any parcel of land within the Municipality unless:
- (a) 2 acres of land is provided for one animal, exclusive of any land occupied by any dwelling, garage or garden; and
 - (b) 1 acre of land is provided for each additional animal, excluding any land occupied by any dwelling, garage or garden.

PART 4 - KEEPING OF ANIMALS (Continued)

- 4.7 Every person keeping an animal shall prevent that animal from grazing on any unfenced land unless the animal is securely tethered or otherwise under the direct and continuous charge of a person who is competent to control it.
- 4.8 Every person owning or keeping an animal shall erect and maintain locking enclosures or fencing on that person's property so that the animal is confined to the limits of that property and unable to roam.
- 4.9 Where an animal shelter or run area is lawfully used at the date of the enactment of this bylaw, but its siting does not conform with Sections 4.1 and 4.2 of this bylaw, the use of such a shelter or run area may be continued as a non-conforming use; if, however, the non-conforming use is discontinued for a period of 6 months, any subsequent siting of the shelter or run area becomes subject to this bylaw.
- 4.10 Where land is lawfully used at the date of the enactment of this bylaw and Sections 4.3, 4.4, 4.5 or 4.6 would effectively bar the continuation of the previously lawful non-conforming use; if, however, the non-conforming use is discontinued for a period of 6 months, any subsequent use of the land becomes subject to this bylaw.

PART 5 - PENALTY

- 5.1 Every person who contravenes or violates any provision of this bylaw, or who suffers or permits any act or thing to be done in contravention or violation of any provision of this bylaw, or who neglects to do or refrains from doing anything required to be done by any provision of this bylaw, commits an offence and, upon summary conviction therefore, shall be liable to a fine of not more than the maximum fine provided by the Offence Act.

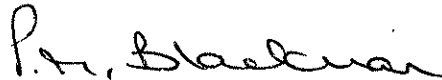
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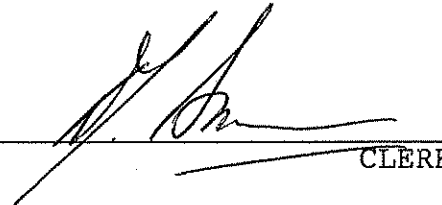
READ a first time this 8th day of February , 1993 A.D.

READ a second time this 8th day of February , 1993 A.D.

READ a third time this 8th day of February , 1993 A.D.

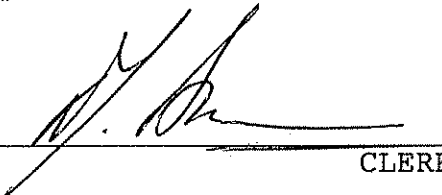
RECONSIDERED AND FINALLY PASSED AND ADOPTED this 22nd day of
February , 1993 A.D.


MAYOR


CLERK

I hereby certify that the foregoing is a true and correct copy of
"Anmore Animal Control Bylaw No. 96-1993."

February 25th, 1993
DATE


CLERK

A true copy of By-Law No. 96-1993
registered in the office of the Inspector
of Municipalities this 1st day of
APRIL 1993.


Deputy Inspector of Municipalities