DISTRICT OF METCHOSIN

AGENDA

DOGS IN METCHOSIN WORKING GROUP MEETING

Friday, December 9, 2022 at 1:00 PM
Council Chambers
Metchosin Municipal Hall

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1. Agenda, Additions, Approval

2. Presentations

3. Public Participation

4. Adoption of Minutes
a) Dogs in Metchosin Working Group, June 30, 2021 1

5. Review of Minutes
a) Parks Committee meeting, September 26, 2022 3

6. Business Arising from the Minutes

7. New Business

8. Reports
a) Staff Report, Animal Control Amendment Bylaw No. 676 7
b) Staff Report, Municipal Ticket Information (MTI) Amendment Bylaw No. 679 63

9. Correspondence

10. Adjournment and Next Meeting Date

District of Metchosin
Minutes
Dogs in Metchosin Working Group Meeting
June 30, 2021 at 3:00 P.M.
Via Zoom

Present: Pattie Whitehouse, Shelly Donaldson (recorder), C. Marie-Terese Little, Monique Anstee, Charmian Traverso, Lisa Volk

Regrets: Debra Pile

The meeting was called to order at 3:05 p.m.

1. Agenda, Additions and Approval

Moved and Seconded by Charmian and Monique to approve the agenda as presented.

Carried

2. Presentations – none

3. Public Participation – none

4. Adoption of Minutes

Moved and Seconded by Charmian and Shelly to approve the minutes of Dogs in Metchosin Working Group meeting held on May 19, 2021.

Carried

5. Business Arising from the Minutes

a) Final review of Animal Control Bylaw 2002, No 421
- Group agrees to move forward with written recommendations

b) Review of recommendations regarding dog-related signage at Metchosin municipal grounds/school field, beaches, parks, and trails:
- Wording on signage to include:
  i. bylaw #
  ii. maximum fine up to $5000 for littering
  iii. rules of use – leash/unleash, control/not control per defintiion, Leave No Trace – pack out what you pack in, etc.
  iv. On leash always – Sea Bluff Trail, Devonian Bridle Trail
  v. Priority locations for signage: beaches, Blinkhorn, Wilderness Park
  vi. Dog Feces – suggest novelty sign for attention, LNT and penalty displayed
- Priority booking on Municipal properties
  vii. School tenants, Metchosin based groups/individuals, other
  viii. Booking information on sign, schedule of bookings on (district?) website
  ix. One field booked, the other open to "drop-in" users – booking agent to track, fee, rules, insurance requirements
  x. Contact Dog Owner Groups – recommend requiring commercial dog walkers/trainers have Park Use business license with Metchosin District

c) Review of recommendations regarding steps to take to resolve issues related to dogs
    - Form Canine User Group
        i. purpose to advise to council recommendations pertaining to canine activity within the district and on municipal property
        ii. act as an advocacy organization
        iii. educate regarding acceptable dog etiquette and support canine owners to exercise responsible ownership

d) Recommendations regarding public education
    - Education (includes public signage) – Canine User Group
        i. articles in MUSE
        ii. video on District website
        iii. Metchosin Day kiosk
        iv. Pamphlet – seek sponsorship/support from HCAC – partner in grant for funding information material
        v. signage – rules, expectations
        vi. Animal Control Bylaw # 421

e) Discussion on preparing report to Council – Pattie will formulate final report in consultation with committee and present to Metchosin Council

6. Adjournment of meeting

Moved and Seconded by Charmian and Lisa to adjourn the meeting at 4:18 p.m.

Carried

District of Metchosin

Minutes
Parks Committee Meeting
September 26, 2022 at 7:00 p.m.

Council Chamber
Metchosin Municipal Hall

PLEASE NOTE: The meeting has been recorded

Present: Councillor Little in the Chair, Mayor Ranns, Councillors MacKinnon, and Kahakauwila. Also present was Lisa Urlacher, CAO, Sue-Lin Tarnowski, Chief Financial Officer and Tina Hansen, Recording Secretary

Regrets: Councillor Epp

The meeting was called to order at 7:31 p.m.

1. **Agenda, Additions and Approval**

   Moved and Seconded by Councillors MacKinnon and Kahakauwila that the Committee approve the agenda with the addition of the Parks and Trails Advisory Select Committee minutes, September 20, 2022.

   Carried

2. **Public Participation**

   Pattie Whitehouse, resident, Dogs in Metchosin Working Group member commented on the amendment to the Animal Control Bylaw to limit handlers (commercial or otherwise) in possession of more than 4 dogs in a municipal park. Ms. Whitehouse stated that she is not in support of the amendment due to safety concerns for the dog walker and having four dogs on-leash. Ms. Whitehouse suggested Metchosin initiate a commercial licence/permit or registration system for commercial dog walkers.

   Debra Pile, resident, Dogs in Metchosin Working Group member stated that she was not in support of the suggested amendment related to Commercial Dog Walking. Ms. Pile noted that the Working Group initially recommended there was a need to carry out enforcement on those who have poorly behaved or out of control dogs.

   Jay Shukin, resident, expressed his support for the request for funding from the Agricultural Advisory Select Committee for a Metchosin Agricultural Plan. Mr. Shukin indicated that funds may be able to come from a Business Development fund.

3. **Adoption of Minutes**

   Moved and Seconded by Councillors MacKinnon and Kahakauwila that the Committee adopt the minutes of the Parks Committee meeting held on August 22, 2022 as amended.

   Carried

4. Receipt of Minutes

Moved and Seconded by Councillors Kahakauwila and MacKinnon that the Committee receive the minutes of the Agricultural Advisory Select Committee meeting held on August 31, 2022.

Carried

Moved and Seconded by Councillors Kahakauwila and MacKinnon that the Committee receive the minutes of the Parks and Trails Advisory Select Committee meeting held on September 20, 2022.

Carried

5. Reports

a) Councillors Update

Councillor Little provided an overview of her Councillor's Update including:

- Attendance at the 2022 UBCM Convention
- BCEHS phone call regarding "Bring Back the Calls" initiative
- Metchosin Market continues to meet Sundays
- Volunteers continue to work at Moralea's Meadow

Moved and Seconded by Councillors Kahakauwila and MacKinnon that the Councillor's Update be received for information.

Carried

6. Correspondence

a) Robin Tunnicliffe, Chair, Agricultural Advisory Select Committee, Request for Funding for Metchosin Agricultural Plan

Councillor Little reported that the Agricultural Advisory Committee request for funding is a request from the August 31st Advisory Committee meeting and the Committee's mandate to develop an Agricultural Plan. The Advisory Committee held its Agricultural Forum and received support from farmers to go ahead with an Agricultural Plan. The request is for a minimum of $20,000 from Council. The Committee discussed the following:

- The request should come forward to the next F&E Committee meeting for consideration during the budget process
- Consultant fees would be a minimum of $20,000
- Funding would be allocated through the municipality
- Request for Proposals take place through municipal staff with input received from the Advisory Committee

Moved and Seconded by Councillors MacKinnon and Kahakauwila that the Committee forward the request for funding from the Agricultural Advisory Select Committee for an Agricultural Plan to the next Finance and Environment Committee meeting for consideration during the 2023 budget process.

Carried

b) Weir Beach Stairs/Access Correspondence

The Committee received the correspondence related to the Weir Beach stairs and access and the following was discussed:

- Safety concerns related to the pathway, stairs and parking
- Consideration to temporarily closing the access
- Portions of the trail trespass on private property
- Consideration to a permanent closure; clarification as to the process for closing a road right-of-way
- Referring the matter to the Municipal Insurance Association (MIA); there is a program in place to conduct risk assessments and provide recommendations; eligible grant funding is funded from municipal dividends from MIA
- Options for making a safe trail before considering a permanent closure
- Discussion as to costs to repair the trail, using volunteers and in-kind to reduce costs
- Consideration as to surveying the trail, may be part of the road closure process

Moved and Seconded by Mayor Ranns and Councillor MacKinnon that the Committee refer the matter of the Weir Beach Stairs back to staff.

Carried

ACTION ITEM: Staff to bring forward information to the new Council including:

1. Process for a permanent road closure
2. Recommendations from MIA related to risk assessment/mitigation
3. Options and costs associated with repair of the access/stairs

Moved and Seconded by Councillor Kahakauwila and MacKinnon to recommend that Council temporarily close the Weir Beach access and stairs.

Carried

7. Bylaws

a) Staff Report, Animal Control Amendment Bylaw No. 676

Councillor Little advised that she was not in support the proposed amendment related to commercial dog walkers and would like to see the staff report referred to the Dogs in Metchosin Working Group for their recommendation.

Moved and Seconded by Councillors MacKinnon and Kahakauwila that the Committee refer the *Animal Control Amendment Bylaw No. 676* to the Dogs in Metchosin Working Group.

Carried

b) Staff Report, Municipal Ticket Information (MTI) Authorization Amendment Bylaw No. 679, 2022

Moved and Seconded by Councillors MacKinnon and Kahakauwila that the Committee refer the *Municipal Ticket Information (MTI) Authorization Amendment Bylaw No. 679* to the Dogs in Metchosin Working Group.

Carried

8. Adjourn

Councillor Little reported on the Reconciliation meeting held earlier this week and acknowledged the traditional territory of the Coast Salish in particular the Sc'ianew First Nations.

Moved and Seconded by Councillors Kahakauwila and MacKinnon that the meeting be adjourned at 8:12 p.m.

Carried

Certified Correct:

_____ _____

Chair **Corporate Officer**

Parks Committee Report

To: Chief Administrative Officer

File No: 3900-20

From: Staff

Meeting Date: September 26, 2022

Subject: Animal Control Amendment Bylaw, Bylaw No. 676

Background

At the Parks Committee on January 17, 2022, the following resolution was made, then ratified by Council on January 24, 2022:

> ***Moved and Seconded*** *by Councillors MacKinnon and Epp that Council approve the six recommendations from the Dogs in Metchosin Working group report;*
> ***And*** *that staff be directed to bring forward a draft amendment bylaw to amend the District of Metchosin Animal Control Bylaw, 2002, No 421.*

On June 13, 2022 the Parks Committee received a report from staff presenting draft amendments to the *Animal Control Bylaw*. Direction was provided that the proposed amendments be referred to CRD Bylaw and Animal Care Services for their review and comments.

Discussion

The draft Bylaw was sent to CRD Bylaw and Animal Control Care Services for comment. The following table itemizes their comments, and where proposed changes have been incorporated into the draft Bylaw:

Table 1: CRD Bylaw and Animal Control referral Summary – dated July 11, 2022

CRD Comment	Amendment to bylaw
Appreciation for defining 'Service Dog' and recommend that 'personal assistance dogs' be removed as they are covered under the new definition. CRD issues free tags to BC service dogs that are registered service dogs with a special ID. Personal assistance is a broad term and we have had debate regarding this topic as dog owners are more commonly stating that their dog is a 'service dog' or an 'assistance dog' but not being registered. That is why we go with certification of registered service dogs and remove 'personal' from the definition.	Part 1 - Deleted 'personal assistance dog' definition Part 2 (g) - deleted reference to 'personal assistance dog'
Late fees – the date is now March 1 rather than Mar 31	Part 2 (c) – Changed deadline dates to March 1 for consistency with CRD procedure.

Police dogs – comment that if a police or other emergency dog (SARS etc), a free tag would be issued with some sort of ID. Often working dogs are not wearing a license due to their job.	Noted. No changes proposed.
Appreciation for amending the fees.	Noted.
A suggestion related to including a section regarding dogs in hot cars. You could add that 'no person shall cause an animal to be confined in an enclosed space, including an automobile, without adequate ventilation.' Under 'Owner's Responsibilities'	Part 5 – owners responsibilities – amended the bylaw to ADD: 5(a)(iv) to include this language.
Wondering if there was discussion about updating the MTI Bylaw? Increasing some of the fines would be helpful with enforcement as it relates to 'vicious dog not muzzled or leashed', since a dog can be dangerous or vicious under the bylaw it should have both definitions – but this could be addressed at a later date. Adding a fine for 5(g) Failure to remove feces would be helpful is we have complaints also.	MTI Bylaw amendment - attached separately for consideration

Commercial Dog Walking

Commercial dog walking has become very popular in recent years. A concern has recently come to staff's attention as it relates to commercial dog walkers in the District who, at times, have many dogs off leash in designated off-leash areas. Because the limit of dogs for Metchosin residents is 4, it is suggested that any handler (commercial or otherwise) who is in possession of more than 4 dogs in a municipal park must have them all on a non-retractable leash within the park. This language has been incorporated into the bylaw for Council's consideration, and may be removed at Council's direction prior to bylaw readings. It states:

'Part 4 (c) Any handler in possession of more than four (4) dogs in a municipal park must have them all on a non-retractable leash within the park.'

RECCOMENDATION

1. THAT COUNCIL give 1st, 2nd, and 3rd reading to *Bylaw No. 676, A Bylaw to Amend the Animal Control Bylaw, 2022.*

OTHER OPTIONS:

2. Remove, by resolution, any language to *Bylaw No. 676* incorporated as a result of the referral to CRD Bylaw and Animal Control Care Services (Table 1) or the item related to commercial dog walkers, **AND** then provide 1st, 2nd and 3rd reading to *Bylaw No. 676, A Bylaw to Amend the Animal Control Bylaw, 2022.*

3. Refer the Bylaw back to staff providing further direction.

Attachments:

1. Animal Control Amendment Bylaw, No. 676
2. Track Changed Bylaw referred to CRD Animal Control on June 13, 2022
3. Report from the Dogs in metchosin Working group – January 17, 2022

DISTRICT OF METCHOSIN

BYLAW NO. 676

A BYLAW

To amend the Animal Control Bylaw.

The Council of the District of Metchosin in open meeting assembled enacts as follows:

This bylaw is cited as ***Animal Control Amendment Bylaw, No. 676.***

Animal Control Bylaw, 2002, No. 421 is hereby amended:

1. Removing the introduction sentence:

   Whereas ***Part 22 Division 1*** *of the Local Government Act* provides the authority for a local government to regulate or prohibit the keeping of certain animals and birds.

   By replacing it with the following introduction sentence:

   Whereas ***Part 3 Division 6*** *of the Community Charter* provides the authority for a local government to regulate or prohibit the keeping of certain animals and birds.

2. In Part 1 – **Definitions** – removing the definition of "Guide Dog"

   "Guide Dog" means a dog used by blind person to assist in avoiding hazards, and includes a dog for which a certificate has been issued under the Guide Animal Act.

   By replacing it with the following definition of "Guide Dog"

   "Guide Dog" means a dog that is trained as a guide dog for a blind person and is certified as a guide dog under the *Guide Dog and Service Dog Act;*

3. In Part 1 – **Definitions** – adding the following definitions maintaining alphabetical order.

   "Handler" means the person in control of and responsible for an animal at a specific time, whether or not the person is the legal owner of the animal;

   "Service Dog" means a dog that is trained to perform specific tasks to assist a person with a disability and is certified as a service dog under the *Guide Dog and Service Dog Act*;

   "**Under Control"** means
   (a) Whether on-leash or off-leash, the dog does not approach other users of a public space, of any species, without explicit permission;
   (b) When off-leash, the dog returns immediately to the handler when called and remains with the handler until released, or stops immediately when told to and remains in place until released by the handler;
   (c) The dog is always within the handler's sight;

(d) The dog does not chase wildlife or livestock. A dog acting under the direction of a handler competent to direct the dog while engaged in minimal husbandry or lawful hunting or training activities will not be considered to be chasing wildlife or livestock.

4. In Part 1 – **Definitions** – by correcting the spelling of "**Unlicenced Dog**" to "**Unlicensed Dog**".

5. In Part 1 – **Definitions** – removing the definition of "Personal Assistance Dog"

"Personal Assistance Dog" means a dog used by a person with a disability to assist that person with tasks of daily living that the person cannot carry out due to their disability.

6. In Part 1 – **Definitions** – by removing section (c) under "Vicious Dog".
(c) a dog owned or harboured primarily in or in part for the purpose of dog fighting, or a dog trained for dog fighting;

7. In Part 2 – **Licensing Dogs** – Section (a) removing words "his and hers" and replacing with "their"
In Part 2 – **Licensing Dogs** – Section (c) ii and iii removing words "March 31" and replacing with "March 1"
In Part 2 – **Licensing Dogs** - Section (g) by adding "Service Dogs" to the heading and description and removing "Personal Assistance Dogs" from the heading and description:
(g) Guide Dogs, Service Dogs, Personal Assistance Dogs and Police Dogs
A licence is required, but no licence fee shall be charged for, Service Dogs, Personal Assistance Dogs, Police Dogs and Guide Dogs.

8. In Part 3 – **Licensing Kennels** – Section (a) General
(iii) by replacing the words "his" to "the".
(v) by adding the phrase "and the exercise area is located at least 15.2 metres (50 feet) from any property line" to the end of the sentence.

In Part 3 – **Licensing Kennels**, adding section (c) Boarding Kennels:
(c) Boarding Kennels
No more than four (4) dogs over the age of four (4) months shall be kept or maintained on any premises for the purpose of keeping, training, caring for or boarding dogs unless the owner or occupier of the premises operates a boarding kennel which:
i) is operated for the purpose of keeping, training, caring for or boarding of dogs,
ii) is in compliance with the provisions of this bylaw,
iii) is in compliance with the provisions of the Municipality's Land Use Bylaw,
iv) has first obtained a boarding kennel licence from the Municipality.

9. In Part 4 – **At Large** – Section (a):
(iv) by adding a semicolon after the word "roam" and adding the word "or"

In Part 4 – **At Large** – by adding section (v) after (iv):
(v) a dog, and is on leash and under control when in a public space designated by the District or the Capital Regional District as an on-leash area.

In Part 4 – **At Large** – by deleting all of Section (c):
(c) "For the purpose of this Bylaw, a vicious animal is deemed not to be under the direct and continuous control of a person."

In Part 4 – **At Large** add:

'(c) Any handler in possession of more than four (4) dogs in a municipal park must have them all on a non-retractable leash within the park.'

10. In Part 5 – **Owner's Responsibilities**
(a) by adding section (iv) after (iii):
"(iv) No person shall cause an animal to be confined in an enclosed space, including an automobile, without adequate ventilation."

(b) by deleting the words "suffer or"
(c) adding the word "or dangerous" after the word vicious
(f) by replacing the word "it" with "her" in two places on the first line
by replacing the word "it" with "she" on the second line
by adding the following after "boarding kennel" "or an intended breeding, or for the purpose of exercise, training or competition in such a manner that the dog does not come in contact with dogs other than dogs belonging to her owner".

9. In Part 5 – **Owner's Responsibilities** – by adding Sections (g) and (h)
(g) No dog shall be trained or kept for the purpose of dog fighting.
(h) The owner of a dog shall ensure that when the dog defecates in a public place, the handler of the dog will immediately remove the excrement and retain it until disposing of it in a lawful manner. Handlers of police dogs and persons with guide dogs or service dogs who are prevented by their disability from removing the excrement are exempt.

10. In Part 6 – **Enforcement** Section (a)
ii) by correcting the spelling of "unlicenced" to "unlicensed"
iv) by correcting the spelling of "unlicenced" to "unlicensed"
v) by replacing "fourteen days (14)" to "twenty-one (21) days"
v) by replacing "section 707.1 of the *Local Government Act*" to "Section 49, Division 6 of the *Community Charter*."
vi) by changing the word "destroy" to "euthanize"
vi) by adding at the end of section (vi) "whereby it would be inhumane to prolong the animals life."
vii) by adding "or dangerous" after the word vicious.
viii) by replacing "Section 707.1 of the *Local Government Act*" to "Section 49, Division 6 of the *Community Charter*."

11. Part 7 – **Impounding Animals**
(b) by adding "microchip, tattoo" after "by a licence tag." and adding at the end of the sentence "or by electronic means."
(c) by correcting "my" to "may"
(e) by replacing "humane destruction" to "euthanasia"

12. Part 8 – **Agreements with Outside Agencies or Corporations**
(a) by correcting the spelling of "licenses" to "licences"
(b) by replacing "The Council" to "The Municipality"

13. Part 9 – **Compensation**
(a) by removing "fur-bearing animals" and replacing with "animals"

(a) by removing "Fur Farm Act" and replacing it with "Animal Health Act"

(a) (ii) by deleting ii) seven hundred and fifty dollars ($750)
(b) by adding the sentence at the end of section (b) "Where the owner of a dog who kills or injures an animal is known, the Municipality shall collect compensation from the owner of the dog and forward it to the owner of the killed or injured animal."
(c) (i) by replacing "in section 3(a)" with "in sections 9(a) or 9(b)"
(d) by removing "under this Bylaw" and replacing with "under section 9(a) of this Bylaw".

14. Part 13 – **Repeal**
by deleting all of Part 13 "Part 13 – **Repeal** - This bylaw repeals the "Animal Regulation and Impounding Bylaw No. 40, 1986"
and replace with: "13 – **Amendment** - This *Animal Control Amendment Bylaw No. 676*, amends the *Animal Control Bylaw 2002, No. 421*."

15. Schedule "A" – **Dog Licence Fees**
(a) by changing Female dog (not spayed) from "$30.00" to "$45.00"
(b) by changing Female dog (spayed) from "$20.00" to "$25.00"
(c) by changing Male dog (not neutered) from "$30.00" to "$45.00"
(d) by changing Male dog (neutered) from "$20.00" to "$25.00"

16. Schedule "B" – **Impounding Fees**
Part 1 – Dogs
(a) by changing the fee amount from "$50.00" to "$75.00"
(b) by changing the fee amount from "$75.00" to "$150.00"
(c) by changing the fee amount from "$100.00" to "$300.00"
(d) by changing the fee amount from "$20.00" to "$50.00"
(e) by changing the fee amount from "$8.00" to "$15.00"

Part 2 – Cats
(a) by changing the fee amount from "$20.00" to "$25.00"
(b) by changing the fee amount from "$5.00" to "$10.00"

Part 3 – Animal
(a) by changing the fee amount from "$20.00" to "$50.00"
(b) by changing the word "cat" to "animal" and by changing the fee amount from "$10.00" to "$20.00"

Part 4 – Bird, reptile, or rodent
(a) by changing the fee amount from "$5.00" to "$10.00"
(b) by changing the word "cat" to "bird, reptile or rodent" and by changing the fee amount from "$2.00" to "$5.00"

Part 5 – Any other animals or birds – by removing this section

17. Schedule "C"
Remove from the title "REGULATION AND IMPOUNDING" and replacing with "CONTROL"

Part 3 – in Table, deleting "Fur Farm Act" and replacing with "Animal Health Act"
Part 6 – deleting "paragraph 10" and replacing with "Section 9".

Read a first time on the	day of	2022.
Read a second time on the	day of	2022.
Read a third time on the	day of	2022.
Finally passed and adopted the	day of	2022.

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_____
Mayor

_____
Corporate Officer

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DISTRICT OF METCHOSIN

BYLAW NO. 421

To Provide for the Control and Protection of Animals and Licensing of Dogs

Commented [tvs1]: Spelling and punctuation have been updated to current accepted Canadian style.

Whereas ~~***Part 22 Division 1*** of the *Local Government Act*~~ Part 3 Division 6 of the *Community Charter* provides the authority for a local government to regulate or prohibit the keeping of certain animals and birds.

Commented [tvs2]: Updating reference from the *Local Government Act* to the appropriate section of the *Community Charter*

The Council of the District of Metchosin in open meeting assembled enacts as follows:

1. **Definitions**

In this Bylaw:

"Animal" means:
(a) an animal that is tame or kept, or that has been and is being sufficiently tamed or kept, to serve some purpose for the use of man;
(b) any horse, mule, swine, sheep, rabbit, goat, cow or any other animal of the bovine species;
(c) fur-bearing animals as defined in the Fur Farm Act; and
(d) poultry kept for the purpose of providing meat or eggs;

"Animal Control Officer" means a person appointed by the Council for the purpose of enforcing and carrying out the provisions of the Bylaw and includes a duly appointed Bylaw Enforcement Officer and a Peace Officer;

"Bird" means poultry, dove, duck, or ornamental bird;

"Boarding Kennel" means premises in which dogs over the age of 8 months and cats are kept, trained, cared for boarded and/or bred;

"Breeding Kennel" means premises in which dogs over the age of 8 months are kept and/or bred;

"Cat" means both male and female of the species felis domesticus apparently over the age of four (4) months;

"Council" means the Council of the District of Metchosin;

"Dangerous Dog" means a dog that:
(a) has killed or seriously injured a person
(b) an animal control officer has reasonable grounds to believe is likely to kill or seriously injure a person, or

(c) while in a public place or while on private property, other than property owned or occupied by the person responsible for the dog, has killed or seriously injured a companion animal or a domestic animal;

"Dog" means both male and female of the species canis familiaris apparently over the age of four (4) months;

~~"Guide Dog" means a dog used by a blind person to assist in avoiding hazards, and includes a dog for which a certificate has been issued under the Guide Animal Act;~~

"Guide Dog" means a dog that is trained as a guide dog for a blind person and is certified as a guide dog under the *Guide Dog and Service Dog Act*.

Commented [tvs3]: References to "guide dogs" have been updated.

"Handler" means the person in control of an responsible for an animal at a specific time,whether or not the person is the legal owner of the animal.

Commented [tvs4]: Definition of "handler" added for clarification, as the person in control of a dog at any given time may not be the legal owner. In our understanding, the owner of the dog is responsible for ensuring that the handler of any dog they own complies with the bylaw.

"Highway" means a street, road, lane, bridge, viaduct, and any other way open to the use of the public, and an access route in a bare land strata lot development, but does not include a private right of way on private property;

"Impounded" means seized, delivered, received or taken into the Pound or in the custody of the Animal Control Officer as provided for herein;

"Municipality" means the District of Metchosin;

"Muzzled" means fitted with a device placed over the mouth of a dog that is of sufficient strength and design to prevent the dog from biting any person or other animal;

"Owner" in respect of animals subject to this bylaw includes possessor or harbourer, and "owned" includes possessed or harboured;

"Parcel" means a lot, block, or other area in which land is held or into which land is subdivided and which is registered under one title, pursuant to the Land Title Act;

"Park" means a park established under the Local Government Act, Park Act, Park (Regional) Act or any land so designated under the Land Title Act;

"Personal Assistance Dog" means a dog used by a person with a disability to assist that person with tasks of daily living that the person cannot carry out due to their disability.

"Police Dog" means any dog owned by an accredited police force and trained to assist Police on investigations;

"Pound" means any building or enclosure or place established for impounding animals;

"Purebred", in relation to an animal of a distinct breed, means an animal that is a purebred of the breed as determined by the by-laws of the association authorized to register animals of that breed;

"Service Dog" means a dog that is trained to perform specific tasks to assist a person with a disability and is certified as a service dog under the *Guide Dog and Service Dog Act*.

Commented [tvs5]: References to "service dogs" added consistent with the *BC Guide Dog and Service Dog Act*.

"Under Cotrol" means:
(a) Whether on-leash or off-leash, the dog does not approach other users of a public space, of any species, without explicit permission;
(b) When off-leash, the dog returns immediately to the handler when called and remains with the handler until released, or stops immediately when told to and remains in place until released by the handler;
(c) The dog is always within the handler's sight;
(d) The dog does not chase wildlife or livestock. A dog acting under the direction of a handler competent to direct the dog while engaged in minimal husbandry or lawful hunting or training activities will not be considered to be chasing wildlife or livestock.

Commented [tvs6]: Definitions of "under control" and "handler" have been added to accommodate recommended amendments.

"~~Unlicenced~~ "Unlicensed Dog" means any dog for which the licence for the current year, as provided in this bylaw, has not been obtained;

"Vicious Dog" means:
(a) a dog that, without provocation, has bitten or attacked a person or domestic animal either on public or private property;
(b) a dog that has, in a menacing or terrorizing manner, approached any person in an apparent attitude of attack upon a highway, park or other public place;
~~(c) a dog owned or harboured primarily in or in part for the purpose of dog fighting, or a dog trained for dog fighting;~~
~~(d)~~(c) a dog with a known propensity, tendency or disposition to attack, without provocation, other domestic animals or humans;

Commented [tvs7]: Definition of "Vicious Dog:: The phrase "a dog owned or harboured primarily in or in part for the purpose of dog fighting" is recommended to be deleted because dog fighting is illegal in Canada and no one should keep a dog "for the purpose of dog fighting." The wording in the current Animal Control Bylaw suggests that keeping a dog for the purpose of fighting is permitted. Someone may own a dog that was, in the past, trained for fighting, but must not use or intend to use the dog for that purpose.

2. **Licensing Dogs**

(a) When a Dog Comes of Age
No person shall keep or have in ~~his or her~~ their possession within the Municipality any dog over the age of four (4) months unless a licence under this bylaw has been first obtained and the applicable fee paid.

(b) Number of Dogs
No person, being the owner or occupier of a parcel, may cause or permit the keeping or harbouring on that parcel, more than four (4) dogs over the age of four (4) months without holding a valid kennel licence issued under this bylaw.

(c) Deadline
i) Every dog licence issued under this Bylaw shall expire on the thirty-first day of December next following the date on which the licence is issued and shall be valid only in respect of the dog for which it was issued.

ii) Dog licence fees shall be payable, as specified in Schedule "A" of this bylaw, and become due on or before March 31 in each year, or as soon thereafter as the dog in respect of which the licence is obtained attains the age of four (4) months.

iii) If the appropriate licence fee has not been paid by March 31 of the licensing year, the owner of any dog not licensed shall pay a further fee as set out in Schedule "A" unless no licence fee is payable in respect of such dog by March 31 of the licensing year.

(d) Replacement Licence

A replacement licence or licence tag may be issued upon payment of the fee specified in Schedule "A" when:

i) the original licence has been lost, destroyed or stolen, or

ii) a valid and current licence for the dog has been issued in another jurisdiction, and the current licence tag and/or receipt are surrendered to the Municipality.

(e) Neuter or Spay

i) One licence shall be issued free of charge for a dog which has been neutered or spayed during the 12 month period immediately preceding the application for the licence subject to the owner providing a copy of the certification from a licensed veterinarian that the dog has been neutered or spayed.

ii) Before issuing a licence for a spayed female dog or a neutered male dog, the Municipality may require the owner to furnish written certification from a licensed veterinarian that the dog has been neutered or spayed.

(f) Transfer of Ownership

If the ownership of a licensed dog changes hands, the new owner may be issued a new licence and a licence tag upon payment of the transfer fee specified in Schedule "A" provided that the old licence tag is surrendered to the Municipality.

(g) Guide Dogs, Service Dogs, Personal Assistance Dogs and Police Dogs
A licence is required, but no licence fee shall be charged for, Service Dogs, Personal Assistance Dogs, Police Dogs and Guide Dogs.

Commented [tvs8]: Added "Service Dogs"

(h) Tag Criteria
There shall be issued with each dog licence a suitable licence tag which shall be impressed or stamped with a number corresponding to the number of the licence and with figures denoting the calendar year in which the licence is valid.

(i) Duty to Affix Dog Tag
The owner of any dog licensed by the Municipality shall affix and keep affixed the metal dog tag issued by attaching it to a collar or harness on the dog.

(j) Record Collection
The Collector may keep a record of the name and address of the owner of every dog licensed under the provisions of this Bylaw, the date the licence was issued, a description of the dog, the licence number and the amount of fees paid.

3. Licensing Kennels

(a) General

i) No person, being the owner or occupier of a parcel, shall use the parcel as a kennel for the keeping, training, caring, breeding or boarding of dogs unless that operation is a permitted use under the Land Use Bylaw and the appropriate Boarding Kennel licence has been issued.

ii) No person, being the owner or occupier of a parcel, shall use the parcel as a kennel for the keeping, caring, or breeding of dogs unless that operation is a permitted use under the Land Use Bylaw and the appropriate Breeding Kennel licence has been issued.

iii) No person holding a valid kennel licence shall cause or permit the keeping or harbouring on a parcel more dogs over the age of eight (8) months than is permitted in the Municipality's Land use Bylaw as stated under the terms of ~~his~~ the kennel licence.

iv) A kennel licence is not transferable to another person or to another parcel.

v) No person shall use a parcel as a breeding or boarding kennel unless there is a dog exercise area fenced in such a manner that a dog cannot escape the confines of the exercise area and the exercise area is located at least 15.2 metres (50 feet) from any property line.

Commented [tvs9]: STAFF - Land Use Bylaw states 15.2 metres, but also 30 feet from front line setback. Staff to investigate

vi) Any person who operates a kennel shall ensure that any building, enclosure or exercise yard used to accommodate any animal shall be maintained in a sanitary condition.

vii) The total dog licence fees payable by any person who operates a kennel shall be as prescribed in Schedule "A".

(b) Breeding Kennels
No more than four (4) dogs over the age of four (4) months, shall be kept or maintained on any premises unless the owner or occupier of the premises operates a breeding kennel which:

i) is solely for the purpose of breeding purebred dogs,

ii) is in compliance with the provisions of this bylaw

iii) is in compliance with the provisions of the Municipality's Land Use Bylaw;

iv) has first obtained a kennel licence from the Municipality;

(c) Boarding Kennels
No more than four (4) dogs over the age of four (4) months shall be kept or maintained on any premises for the purpose of keeping, training, caring for or boarding dogs unless the owner or occupier of the premises operates a boarding kennel which:

i) is operated for the purpose of keeping, training, caring for or boarding of dogs,
ii) is in compliance with the provisions of this bylaw
iii) is in compliance with the provisions of the Municipality's Land Use bylaw,
iv) has first obtained a boarding kennel licence from the Municipality.

Commented [tvs10]: Added because while boarding kennels are specifically mentioned in the current Animal Control Bylaw, including in Schedule A (a Dog Licence Fees), there are no guidelines provided in the bylaw. The recommended guidelines parallel those specified for breeding kennels.

4. **At Large**

(a) For the purposes of this Bylaw, an animal shall not be deemed to be "at large" if it is:

i) on the property of its owner or of another person who has the care and control of the animal, or

ii) under the direct and continuous control of a person who is competent to control it, or

iii) securely confined within an enclosure, or

iv) securely fastened so that it is unable to roam.; or

~~iv)~~v) a dog, and is on leash and under control when in a public space designated by the District of the Capital Regional District as an on-leash area

Commented [tvs11]: Added to make it clear that dogs must be on leash in designated on-leash areas as well as under control.

(b) An animal under any other circumstances shall be deemed to be "at large".

~~(c) For the purpose of this Bylaw, a vicious animal is deemed not to be under the direct and continuous control of a person.~~

Commented [tvs12]: This provision does not appear to make sense. It seems to suggest that an animal designated as a vicious animal is to be considered at large even if relaxing by the fire in the owner's home. Deletion or clarification of propose recommended.

5. **Owner's Responsibilities**

(a) The owner of an animal shall ensure:

i) that the animal is kept, housed and fed in a manner conducive to its good health and well being

ii) that, if the animal is injured or suffering from any disease, it is promptly examined and treated by a qualified veterinarian or is treated in a manner approved by a qualified veterinarian, or otherwise treated in accordance with accepted health practices

iii) that structures, pens or enclosures used to accommodate the same shall be maintained in a clean and sanitary condition at all times and that all cleanings from such facilities are disposed of in a manner that will not create a nuisance or health hazard.

(b) No owner of an animal shall ~~suffer or~~ permit such animal to be "at large" as described in section 4 of this Bylaw.

(c) An owner of a vicious or dangerous dog shall keep in muzzled and on a leash.

(d) No owner of a dog shall permit or cause the dog to cry or bark in a manner which disturbs the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood in the vicinity of the place where the dog is kept

(e) sub-paragraph 5(d) will not apply in respect of a licensed commercial boarding kennel that is a permitted use under the Land Use Bylaw Land Use Bylaw.

(f) Every owner of a female dog in heat or ~~oestrus~~ estrus shall confine ~~it~~ her or cause ~~it~~ her to be confined in a building or enclosure so that ~~it~~ she cannot come in contact with dogs other than dogs belonging to that owner, except that such a dog may be conveyed under the control of a competent person to a veterinary clinic or a boarding kennel or an intended breeding, or for the purpose of exercise, training or competition in such a manner that the dog does not come in contact with dogs other than dogs belonging to her owner.

(g) No dog shall be trained or kept for the purpose of dog fighting.

~~(f)~~(h) The owner of a dog shall ensure that when the dog defecates in a public place, the handler of the dog will immediately remove the excrement and retain it until disposing of it in a lawful manner. Handlers of police dogs and persons with guide dogs or service dogs who are prevented by their disability from removing the excrement are exempt

6. **Enforcement**

(a) The Animal Control Officer may:

i) enforce the provisions of this Bylaw;

Commented [tvs13]: STAFF - It was noted from the Dogs in Metchosin Working Group to remove a sentence here but had already been amended and removed previously.

Commented [tvs14]: The suggestion that bitches in heat must be confined indoors, without even opportunities to exercise, presumably because if they are outdoors they will attract intact male dogs from miles around, is archaic, discriminatory and certainly not in the best interests of the dog. The owner's of intact male dogs are responsible for ensuring that their dogs are not at large. Many sports permit bitches in heat to participate, and they should not be prevented from doing so by an ill-conceived bylaw provision. The recommended amendment is intended to stipulate that responsibility of an owner to prevent unintended breeding while not unduly restricting a bitch's access to normal activities.

Commented [tvs15]: Added pursuant to the recommended amendment to the definition of a "vicious dog."

Commented [tvs16]: Frequent complaints about people not picking up after their dogs suggest that it's time for this recommended addition to the bylaw, and for widespread education about handlers' responsibilities in this regard.

Commented [tvs17]: Updated to reflect current attitudes regarding humans' responsibilities towards other animals.

The current bylaw refers only to vicious dogs, but it seems reasonable for the same order to be applied to dogs designated as dangerous.

ii) if the Animal Control Officer believes that an ~~unlicenced~~ unlicensed dog is present on any premises, require the occupant of the premises:

a) to give evidence that a licence has been obtained and a licence tag has been issued for that dog; or

b) to deliver the dog to the Animal Control Officer.

iii) seize any animal found at large.

iv) impound an ~~unlicenced~~ unlicensed dog, a dog found unlawfully at large, or a vicious dog for a period of ninety-six (96) hours unless it is reclaimed as provided in this bylaw.

v) impound a dangerous dog for ~~fourteen~~ twenty-one days (~~14~~ 21) in order to enact the provisions in ~~section 707.1 of the *Local Government Act*~~ Section 49, Division 6 of the *Community Charter* pertaining to dangerous dogs.

vi) ~~destroy~~ euthanize any animal which has been found "at large" and which, upon examination by a licensed veterinarian is found to be suffering from an incurable disease or injury whereby it would be inhumane to prolong the animal's life.

vii) order an owner of a vicious or dangerous dog to keep it muzzled and on a leash.

viii) enact the provisions of ~~section 707.1 of the *Local Government Act*~~ Section 49, Division 6 of the *Community Charter* pertaining to dangerous dogs.

Commented [tvs18]: Updating reference from the *Local Government Act* to the appropriate section in the *Community Charter*

7. **Impounding Animals**

(a) During any period of impoundment, every animal shall be supplied with a sufficient quantity of food and water.

(b) Where an impounded animal can be identified by a licence tag, microchip, tattoo or otherwise, the Animal Control Officer shall, within 24 hours after the impoundment, notify the owner by telephone or by mail or by electronic means.

Commented [tvs19]: Updated to reflect modern options for identifying animals and contacting owners.

(c) The owner of an animal impounded under this Bylaw ~~my~~ may reclaim it on application to the Animal Control Officer within 96 hours from the time of its seizure by providing proof of ownership, paying any licence, impoundment and related fees as set out in Schedule B, and any applicable fine.

(d) Notwithstanding section 8(c) a dangerous dog, which has been impounded cannot be reclaimed.

(e) If an impounded animal is not claimed within ninety-six (96) hours of the time of its impoundment, the Animal Control Officer may dispose of it by adoption to eligible persons, or by ~~humane destruction~~ euthanasia.

8. **Agreements with Outside Agencies or Corporations**

(a) The District of Metchosin may enter into an agreement with an agency or corporation to authorize the sale of dog ~~licenses~~ licences by that agency on behalf of the Municipality.

(b) The ~~Council~~ Municipality may enter into an agreement with an agency or corporation for the provision of animal control services including pound keeping services.

Commented [tvs20]: Unexpected reference to "Council" where referred to "Municipality" throughout the bylaw.

9. **Compensation**

(a) The Municipality, or an agency or corporation providing animal control services to the Municipality, shall pay compensation to the owner of animals of the bovine species, goats, horses, rabbits, sheep, swine, ~~fur bearing animals~~ animals as defined in the ~~Fur Farm~~ Act Animal Health Act, and poultry kept of the purpose of providing meat and eggs, killed or injured by any dog apparently over the age of four (4) months, the owner of which is unknown, and after diligent enquiry cannot be found, in the amount of the lesser of:

Commented [tvs21]: This subsection requires further discussion. The Group recommends referring it and subsection (b) to the Agricultural Advisory Committee. The current provision for a maximum of $750 in compensation does not reflect current market values for livestock. (A recent search on local livestock prices found heifers advertised at prices from $1,250-$2,000; a show horse could be valued at five or ten times that amount.)

Commented [tvs22]: Fur bearing animals not defined in the Animal Health Act. Definition of "Animal" in the Animal Health Act "(a) a species of the animal kingdom, and (b) any organism prescribed as an animal.

Commented [tvs23]: Fur Farm Act repealed 2015-01-19 and replaced with the Animal Health Act

i) seventy-five percent (75%) of the decrease in the market value of the animal as a result of its death or injury, or

~~ii) seven hundred and fifty dollars ($750.00)~~

Commented [tvs24]: STAFF - $750 in our Livestock Compensation Policy PR-100-01

(b) All claims pursuant to the provisions of this Bylaw shall be filed with the Animal Control Officer. Where the owner of a dog who kills or injures an animal is known, the Municipality shall collect compensation from the owner of the dog and forward it to the owner of the killed or injured animal.

Commented [tvs25]: While the Group understands that when the owner of a dog who kills or injures other animal sis known, compensation because a civil process between the owner of the injured or killed animal and the owner of the dog, the Group suggests that having the Municipality involved in the process would add weight to the requirement for the dog's owner to cooperate.

(c) No claim shall be authorized under this Bylaw unless:

i) the Municipality or agency or corporation providing animal control services to the Municipality, is satisfied that the owner of the animals described in sections ~~3(a)~~ 9(a) or 9(b) submitting the claim has taken all reasonable precautions for protecting such animals; and

ii) the loss is reported to the Animal Control Officer within three (3) business days of the occurrence being discovered.

(d) Application for compensation ~~under this Bylaw~~ under Section 9(a) of this Bylaw shall be in the form attached hereto as Schedule "C".

Commented [tvs26]: An application form needs to be created for compensation

10. **Right of Entry**

(a) An Animal Control Officer may enter, at any reasonable time, upon any property within the District of Metchosin in order to ascertain whether the provisions of this bylaw are being observed.

(b) No person shall prevent or obstruct, or attempt to prevent or obstruct an Animal Control Officer in fulfillment of their duty under this bylaw.

11. **Offence and Penalties**
A person who contravenes this Bylaw by doing an act that it forbids, or by omitting to do an act that it requires to be done, commits an offence and is liable to a fine of not less than $100.00 and not more than that prescribed in the Offence Act.

12. **Schedules**
Schedules "A", B" "C" attached to this Bylaw are part of this Bylaw.

~~13. **Repeal**~~
~~This bylaw repeals the "Animal Regulation and Impounding Bylaw No. 40, 1986".~~

13. **Amendment**
This *Animal Control Amendment Bylaw No. 676,* amends the *Animal Control Bylaw 2002, No. 421.*

~~14.~~13. **Citation**
This bylaw may be cited as the "**Animal Control Bylaw, 2002, No. 421**".

Read a first time on the	3rd	day of	March	2003.
Read a second time on the	3rd	day of	March	2003.

Read a third time on the	6th	day of	October	2003.
Finally passed and adopted the	20th	day of	October	2003.

MAYOR

CLERK

Schedule "A"

Dog Licence Fees (Updated to be consistent with CRD fees)

(a)	Female dog (not spayed)	~~$ 30.00~~ $45.00
(b)	Female dog (spayed)	~~$ 20.00~~ $25.00
(c)	Male dog (not neutered)	~~$ 30.00~~ $45.00
(d)	Male dog (neutered)	~~$ 20.00~~ $25.00
(e)	Replacement of lost licence	$ 5.00
(f)	Late Application Penalty	$ 10.00
(g)	Breeding kennel having four (4) or less dogs	$ 75.00
(h)	Breeding kennel having five (5) or more dogs	$150.00
(i)	Boarding kennel	$200.00
(j)	Dangerous Dog Licence	$100.00

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(Bylaw 531)

Schedule "B"
Animal Control Bylaw, 2002, No. 421

Impounding Fees			Amount
1.	Dogs		
	a.	first impoundment fee	~~$ 50.00~~ $75.00
	b.	second impoundment fee	~~75.00~~ $150.00
	c.	third and subsequent impoundment fee	~~100.00~~ $300.00
	d.	penalty added to impoundment fee for unlicenced dogs	~~20.00~~ $50.00
	e.	maintenance and sustenance charge for each 24 hour period or part thereof that the dog has remained in the pound	~~8.00~~ $15.00
2.	Cats		
	a.	impoundment	~~20.00~~ $25.00
	b.	maintenance and sustenance charge for each 24 hour period or part thereof that the cat has remained in the pound	~~5.00~~ $10.00
3.	Animal		
	a.	impoundment	~~20.00~~ $50.00
	b.	maintenance and sustenance charge for each 24 hour period or part thereof that the ~~cat~~ "animal" has remained in the pound	~~10.00~~ $20.00
4.	Bird, reptile or rodent		
	a.	impoundment	~~5.00~~ $10.00
	b.	maintenance and sustenance charge for each 24 hour period or part thereof that the ~~cat~~ bird, reptile or rodent has remained in the pound	~~2.00~~ $5.00
~~5.~~	~~Any other animals or birds~~		~~per rates set out in 2, 3 or 4, above as appropriate~~
6.	Costs for special equipment or personnel used, if any, to effect the impoundment		At Cost
7.	Veterinary expenses, if any, to treat injured		

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or sick impounded animals	At Cost

Schedule "C"
APPLICATION FOR COMPENSATION UNDER
THE DISTRICT OF METCHOSIN
ANIMAL ~~REGULATION AND IMPOUNDING~~ CONTROL BYLAW NO. 421, 2002

1. Name _____

2. Address _____ Postal Code _____

3. At _____ a.m./p.m. on _____ 20_____

the following domestic animals owned by me were killed or injured by dog(s):

	Number	Type	Age	Registered	Value
Animals of the Bovine Species					
Goats					
Horses					
Rabbits					
Sheep					
Swine					
Fur-Bearing Animals as defined in the ~~Fur Farm Act~~ Animal Health Act					
Poultry for the purpose of providing meat and eggs					

4. Within three (3) business days of the date stated above I notified

_____

5. The owner of the dog(s) is/are unknown and after diligent enquiry cannot be found.

6. I understand that, if approved, payment of this claim will be made pursuant to ~~paragraph 10~~ Section 9 of the Animal Control Bylaw, 2002, No. 421.

_____ _____

Witness

Owner

DOGS IN METCHOSIN WORKING GROUP

REPORT TO PARKS COMMITTEE

JANUARY 17, 2022

The Dogs in Metchosin Working Group was appointed by Council in fall 2020. The Group held its first meeting on February 12, 2021 and its last on June 30. Members appointed were Monique Anstee, Shelly Donaldson (recorder), Dominique Gagnon-Mosco (recorder), Debra Pile, Charmian Traverso, Lisa Volk and Pattie Whitehouse (chair), with council liaison Marie-Térèse Little.

Terms of Reference were to define the issues related to dogs and identify steps the District of Metchosin can potentially take to resolve the issues.

Recommended steps included but were not limited to: defining "under control" as it relates to dogs; considering signage and public education; reconciling Metchosin and CRD bylaws; and reviewing Metchosin bylaws with recommendations for amendment. To this list we added making recommendations regarding management of dog-related usage of municipal properties, parks and beaches.

This report summarizes the work and recommendations of the Group.

1. Definition of "Under Control"

The Metchosin Animal Control bylaw includes a provision that an animal shall not be deemed "at large" if it is "under the direct and continuous control of a person who is competent to control it…"

However, the bylaw contains no definition of "under control" and provides no guidance to handlers or complainants regarding what behaviour is required of dogs, under what circumstances, to determine whether or not a dog is under control.

The Working Group considered the concerns raised in the community about out-of-control dogs — chasing livestock or wildlife, approaching other trail/park/beach users whether or not they want to be approached, running into other users while playing, etc. — and developed an objective definition that, if followed, would avoid these undesirable behaviours:

"Under control," when applied to a dog, means:

(a) whether on-leash or off-leash, the dog does not approach other users of a public space, of any species, without explicit permission;

(b) when off-leash, the dog returns immediately to the handler when called and remains with the handler until released, or stops immediately when told to and remains in place until released by the handler;

(c) the dog is always within the handler's sight;

(d) the dog does not chase wildlife or livestock. A dog acting under the direction of a handler competent to direct the dog while engaged in animal husbandry or lawful hunting or training activities will not be considered to be chasing wildlife or livestock.

Notes:

(b) Some handlers train their dogs to lie down, sit or stop when told to even when at a considerable distance. Under some circumstances — for example, if there are bicycles approaching — this can be safer for the dog and other users than having the dog return to the handler. (While bicycle use is not as common in Metchosin parks as on the Galloping Goose, it does occur.)

(d) This recommendation is made to avoid any ambiguity about the lawfulness of dogs herding livestock, hunting for rats, retrieving ducks or any other such activity under the direction of a competent handler. It should also be noted that introduced species including bullfrogs, rabbits and grey squirrels are not protected under the BC Wildlife Act. A dog chasing these species should not be considered in contravention of the Animal Control Bylaw as long as the dog meets the requirements for being considered under control.

2. Recommended Amendments to the Metchosin Animal Control Bylaw

Appendix A contains a copy of the Metchosin Animal Control Bylaw, annotated with recommended amendments. Additional notes to explain some of the recommendations also appear in Appendix A.

Amendments include, among others: updating references to the Local Government Act to the appropriate section of the Community Charter; updating language referring to guide and service dogs; adding sections for boarding kennel regulation and management of dog faeces; and updating licence and impoundment fees to be consistent with current CRD fees.

Some of the recommendations require Council deliberation as well as review. Of particular note are the suggestions regarding compensation for livestock killed or injured by a dog and the recommendation that impoundment fees for dogs at large double with each successive impoundment to act as a deterrent. If the latter amendment is approved, the Group suggests Council recommend the same amendment to the CRD.

3. Recommendations Regarding Reducing Dog-Related Conflicts on Municipal Grounds

Numerous conflicts associated with use of municipal grounds for dog-related activities have been noted in the past year. They range from a particular dog club taking over the Metchosin School fields or the cricket field for club practice (without authorization while claiming they have authorization), to the grounds being treated as dog parks, with dogs being permitted to run off leash with no attempt to keep them under control, to individual handlers engaged in legitimate training activities being told (erroneously) that they can't use municipal grounds for that purpose. The Group sees both casual use by the public (including recreational activities with dogs such as ball-throwing and individual training) and exclusive use by groups (e.g., cricket, dog training groups, astronomy events) as appropriate, but suggests that information about booking exclusive use of the fields and a schedule of booked use be readily available.

The Group recommends that:

(a) a booking agent for each field be identified and contact information be posted on the District website, along with a link to the website of the booking agent.

(b) the booking agent for each field be advised to post booking information on their website, including insurance requirements, deposit requirements, fees, notice requirements, any limits on activities, cleanup requirements, etc.

(c) the booking agent for each field be advised to maintain an up-to-date schedule of booked activities and to post it on their website. Ideally, those schedules or links to them would also be posted on the municipal website.

(d) the booking agents be asked to collaborate so that, whenever possible, one field remains unbooked and available for public use when the other is booked.

(e) signage directing the public to the schedule be posted at each field. (See below.)

Recommended Signage for Municipal Fields

(a) A sign or two at each field to advise users where they can find information about scheduled activities.

(b) Large sign at each field with the following wording:

THIS IS A MULTI-USER FACILITY

Dogs are permitted off leash on these grounds on condition that:

* the dog returns to the handler immediately when called
* the dog does not approach other users of any species without permission
* the dog does not enter adjacent private property.

If your dog cannot meet ALL of these requirements, you must keep the dog on leash.

Metchosin Animal Control Bylaw #XXX

(c) Signs in strategic spots to encourage users to pick up after their dogs. Council might want to consider design suggestions in Appendix B or keep them simple and straightforward:

LEAVE NO TRACE
Pick up after your dog
Pack it out
Metchosin Animal Control Bylaw #XXX
Maximum fine: $1000*

* This being the maximum fine permitted under the Community Charter Bylaw Enforcement Regulation and large enough to act as a deterrent.

4. Recommendations Regarding Reducing Dog-Related Conflicts at Metchosin Beaches, Trails and Parks

Beaches

The Group considered whether to recommend seasonal restrictions regarding dogs on Taylor and Weirs beaches, but determined that such restrictions would be very difficult to enforce, and that if recommended bylaws regarding dogs being under control and management of dog faeces are followed, there would be little or no conflict.

The Group is aware that the District tried placing a garbage can for dog poop bags at Taylor Beach a few years ago. There were serious problems with other garbage being dumped there, and the decision was made to remove the cans and not replace them. However, people are more likely to clean up after their dogs if there is a place for them to leave the bags. A correspondent reported a conversation with a CRD employee responsible for emptying cans at CRD parks who suggested an arrangement to have the CRD place and maintain cans at Metchosin beaches might be possible. The Group is following up with efforts to identify the appropriate CRD contact.

The Group recommends that:

(a) Large signs be posted at the entrances to Taylor and Weirs Beaches to advise users of the requirements to keep dogs under control. (See below for suggested wording.)
(b) Additional signs be posted near beach entrances, but closer to the beach to advise users of the requirement to pick up after their dogs.
(c) Signs be made available to the owners of properties adjacent to the beaches, to be posted at intervals along their property lines to advise beach users of private property.
(d) The District contact the CRD to determine whether an arrangement to have the CRD install and maintain receptacles for dog poop bags can be made.

Recommended Signage for Taylor and Weirs Beaches

(a) Main entrances to Taylor and Weirs Beaches, prominent position, large sign:

Dogs are permitted off leash on this beach on condition that:

* the dog returns immediately to the handler when called
* the dog does not approach other beach users of any species without permission
* the dog does not chase wildlife, including birds, and
* the dog does not enter adjacent private property.

If your dog cannot meet ALL of these requirements, you must keep the dog on leash.

Metchosin Animal Control Bylaw #XXX

(b) At both ends of Taylor and Weirs Beaches, in prominent position closer to beach than main sign. Council might want to consider design suggestions in Appendix B or keep them simple and straightforward:

LEAVE NO TRACE
Pick up after your dog
Pack it out
Metchosin Animal Control Bylaw #XXX
Maximum fine: $1000

(c) On fence and property lines adjacent to Taylor and Weirs Beaches, as appropriate to the use of the particular property:

Active Farming Area
Keep Dogs Out

Private Property
Keep Dogs Out

Parks and Trails

As with beaches, dog-related conflicts in Metchosin parks and trails will be reduced if recommended bylaws regarding dogs being under control and management of dog faeces are followed. However, Sea Bluff Trail and the Devonian Park Bridle Trail are of

special concern because sheep may be pastured in the adjacent fields year-round. Sea Bluff Trail is already designated as an on-leash trail.

The Group recommends that:

(a) The District request that the CRD designate the Devonian Park Bridle Trail as an on-leash trail.

(b) The District request that the CRD post signs within Devonian Park at junctions where other trails meet the Bridle Trail advising users that dogs must be on leash on the Bridle Trail.

(c) The District post prominent signs at either end of the Bridle Trail advising that the trail borders an active farming area and dogs must be on leash.

(d) Signs be made available to the owners of properties adjacent to Sea Bluff Trail and the Bridle Trail to be posted on fences to advise trail users of active farming areas and private property.

Dog-related conflicts in other Metchosin parks and trails appear to be infrequent (although some disturbing incidents have been reported at Blinkhorn Lake Park) and these parks are not at as great risk for conflict with farming activities. However, we have seen significant increase in use of Metchosin parks and trails associated with COVID and rising populations in adjacent municipalities, and commercial dog walkers have been making increased use of Metchosin parks. Metchosin parks and trails have multiple entrances, and the Group understands that installing signage as recommended above at all park and trail entrances might be prohibitively costly, unless grants or other funding sources can be found. One option might be to budget for installation of signage over a period of a few years.

The Group recommends that:

(a) As resources permit, signs be installed at the entrances to Metchosin parks and trails to advise users of requirements with respect to dogs.

(b) Sources be sought to fund such signage.

(c) Requirements with respect to dogs be added to the Parks and Trails brochure posted on the District website: https://metchosin.civicweb.net/document/2697

(d) *Commercial dog walkers be required to acquire a licence from Metchosin in order to use Metchosin parks, similar to the one required to use CRD parks:
https://www.crd.bc.ca/docs/default-source/parks-pdf/commercialdogwalkerpermitapplication.pdf?sfvrsn=e54d1dca_14fd

* A member of the Group has information regarding how to contact commercial dog walkers.

Recommended Signage for Metchosin Parks and Trails

Signs have recently been installed at the entrance to Metchosin Parks providing maps of the trails and basic information about park use. They include a small image advising users to pick up after their dogs, but no reference to the requirement that dogs be under control or what "under control" means.

A second sign could be added to the existing posts, referring users to the Metchosin Animal Control Bylaw with wording such as:

Dogs must be under control at all times.
Pick up after your dog and pack it out.
Metchosin Animal Control Bylaw #XXX
Maximum Fine: $1000

5. Recommendations Regarding Educating the Public on Dog-Related Conflict Reduction Strategies

Signage will go a long way to advise the public about behaviour expected of dogs in public places and the responsibilities handlers have to mitigate the potential for conflict. Effective education can promote compliance by explaining the reasons for the rules, the advantages of following them and the undesirable consequences of ignoring them.

To be effective, educational materials should include information that is straightforward and clear; should use graphics to engage readers and illustrate points made; and should identify where further information can be found.

The Group discussed several options, including: periodic articles in the *Metchosin Muse* featuring various aspects of dog-related conflict and how to avoid it; a pamphlet that could be available at the municipal office, the Metchosin Community House, the Farmers Market and other public locations; short videos dealing with dog-related conflict posted on the municipal website. There are other possibilities. If Council adopts the following recommendation to approve formation of a Dog Advisory Committee, development of brochures, videos and other educational materials could be delegated to the Advisory Committee.

6. Recommendation to Form a Dog Advisory Committee

The Group recommends that Council approve formation of a Dog Advisory Committee to provide ongoing advice to Council regarding public education, signage, conflict resolution and other matters that may arise with respect to dog-related conflicts in the District. The Group's responsibilities could include development of educational materials and consultation and liaison with other user groups and advisory committees regarding dog-related matters.

7. Final Comments

Reduction of dog-related conflict in Metchosin can be achieved by establishing clear, reasonable expectations regarding the behaviour of dogs and the responsibilities of handlers in public places, by publicizing them widely and repeatedly to increase public awareness, by validating the expectations with amendments to the Animal Control Bylaw and by enforcing the provisions of the bylaw. The Group acknowledges that enforcement presents challenges, but is convinced that effort directed towards penalizing at least the most egregious offenders will pay off. If the public has confidence that the District will enforce the requirement that dogs be under control in public places, both increased compliance and decreased conflict can be expected.

APPENDIX A

Recommended Changes to Animal Control Bylaw

DISTRICT OF

METCHOSIN BYLAW NO.

421

To Provide for the Control and Protectionof Animals and Licensing of Dogs

Whereas ~~***Part 22 Division 1*** of the ***Local Government Act***~~ Division 6 of the *Community Charter* provides the authority for a local government toregulate or prohibit the keeping of certain animals and birds.

The Council of the District of Metchosin in open meeting assembled enacts as follows:

1. **Definitions**

In this Bylaw:

"Animal" means:
(a) an animal that is tame or kept, or that has been and is being sufficiently tamed or kept, toserve some purpose for the use of man;
(b) any horse, mule, swine, sheep, rabbit, goat, cow or any other animal of the bovinespecies;
(c) fur-bearing animals as defined in the Fur Farm Act; and
(d) poultry kept for the purpose of providing meat or eggs;

"Animal Control Officer" means a person appointed by the Council for the purpose of enforcing and carrying out the provisions of the Bylaw and includes a duly appointed Bylaw Enforcement Officer and a Peace Officer;

"Bird" means poultry, dove, duck, or ornamental bird;

"Boarding Kennel" means premises in which dogs over the age of 8 months and cats are kept, trained, cared for boarded and/or bred;

"Breeding Kennel" means premises in which dogs over the age of 8 months are kept and/or bred;

"Cat" means both male and female of the species felis domesticus apparently over the age of four (4) months;
"Council" means the Council of the District ofMetchosin;

"Dangerous Dog" means a dog that:

(a) has killed or seriously injured a person
(b) an animal control officer has reasonable grounds to believe is likely to kill or seriouslyinjure a person, or

(c) while in a public place or while on private property, other than property owned or occupied by the person responsible for the dog, has killed or seriously injured a companion animal or a domestic animal;

"Dog" means both male and female of the species canis familiaris apparently over the age of four (4) months;

~~"Guide Dog" means a dog used by a blind person to assist in avoiding hazards, and includes adog for which a certificate has been issued under the Guide Animal Act;~~
"Guide Dog" means a dog that is trained as a dog for a blind person and is certified as a guide dog under the *Guide Dog and Service Dog Act;*

"Handler" means the person in control of and responsible for an animal at a specific time, whether or not the person is the legal owner of the animal;

"Highway" means a street, road, lane, bridge, viaduct, and any other way open to the use of the public, and an access route in a bare land strata lot development, but does not include a private right of way on private property;

"Impounded" means seized, delivered, received or taken into the Pound or in the custody of the Animal Control Officer as provided for herein;

"Municipality" means the District of Metchosin;

"Muzzled" means fitted with a device placed over the mouth of a dog that is of sufficient strengthand design to prevent the dog from biting any person or other animal;

"Owner" in respect of animals subject to this bylaw includes possessor or harbourer, and "owned" includes possessed or harboured;

"Parcel" means a lot, block, or other area in which land is held or into which land is subdivided and which is registered under one title, pursuant to the Land Title Act;

"Park" means a park established under the Local Government Act, Park Act, Park (Regional) Act or any land so designated under the Land Title Act;

"Personal Assistance Dog" means a dog used by a person with a disability to assist that person with tasks of daily living that the person cannot carry out due to their disability~~.~~;

"Police Dog" means any dog owned by an accredited police force and trained to assist Police on investigations;

"Pound" means any building or enclosure or place established for impounding animals;

"Purebred", in relation to an animal of a distinct breed, means an animal that is a purebred of the breed as determined by the by-laws of the association authorized to register animals of that breed;

"Service dog" means a dog that is trained to perform specific tasks to assist a person with a disability and is certified as a service dog under the *Guide Dog and Service Dog Act;*

"Under control," when applied to a dog, means:
(a) whether on-leash or off-leash, the dog does not approach other users of a public space, of any species, without explicit permission;
(b) when off-leash, the dog returns immediately to the handler when called and remains with the handler until released, or stops immediately when told to and remains in place until released by the handler;

(c) the dog is always within the handler's sight;
(d) the dog does not chase wildlife or livestock. A dog acting under the direction of a handler competent to direct the dog while engaged in animal husbandry or lawful hunting or training activities will not considered to be chasing wildlife or livestock;

"~~Unlicenced~~ Unlicensed Dog" means any dog for which the licence for the current year, as provided in this bylaw, has not been obtained;

"Vicious Dog" means:
(a) a dog that, without provocation, has bitten or attacked a person or domestic animal eitheron public or private property;
(b) a dog that has, in a menacing or terrorizing manner, approached any person in an apparent attitude of attack upon a highway, park or other public place;

(c) ~~a dog owned or harboured primarily in or in part for the purpose of dog fighting, or~~ a dogtrained for dog fighting;

(d) a dog with a known propensity, tendency or disposition to attack, without provocation,other domestic animals or humans~~;~~.

2. **Licensing Dogs**

(a) When a Dog Comes of Age
No person shall keep or have in his or her possession within the Municipality any dog over the age of four (4) months unless a licence under this bylaw has been first obtained and the applicable fee paid.

(b) Number of Dogs
No person, being the owner or occupier of a parcel, may cause or permit the keeping or harbouring on that parcel, more than four (4) dogs over the age of four (4) monthswithout holding a valid kennel licence issued under this bylaw.

(c) Deadline

i) Every dog licence issued under this Bylaw shall expire on the thirty-first day of December next following the date on which the licence is issued and shall be valid only in respect of the dog for which it was issued.

ii) Dog licence fees shall be payable, as specified in Schedule "A" of this bylaw, and become due on or before March 31 in each year, or as soon thereafter as the dog in respect of which the licence is obtained attains the age of four (4) months.

iii) If the appropriate licence fee has not been paid by March 31 of the licensing year, the owner of any dog not licensed shall pay a further fee as set out in Schedule "A" unless no licence fee is payable in respect of such dog by March 31 of the licensing year.

(d) Replacement Licence
A replacement licence or licence tag may be issued upon payment of the fee specified in Schedule "A" when:

i) the original licence has been lost, destroyed or stolen, or

ii) a valid and current licence for the dog has been issued in another jurisdiction, andthe current licence tag and/or receipt are surrendered to the Municipality.

(e) Neuter or Spay

i) One licence shall be issued free of charge for a dog which has been neutered or spayed during the 12 month period immediately preceding the application for the licence subject to the owner providing a copy of the certification from a licensed veterinarian that the dog has been neutered or spayed.

ii) Before issuing a licence for a spayed female dog or a neutered male dog, the Municipality may require the owner to furnish written certification from a licensed veterinarian that the dog has been neutered or spayed.

(f) Transfer of Ownership

If the ownership of a licensed dog changes hands, the new owner may be issued a new licence and a licence tag upon payment of the transfer fee specified in Schedule "A" provided that the old licence tag is surrendered to the Municipality.

(g) Guide Dogs, Service Dogs, Personal Assistance Dogs and Police Dogs
A licence is required, but no licence fee shall be charged for, Service Dogs, Personal Assistance Dogs, Police Dogs and Guide Dogs.

(h) Tag Criteria
There shall be issued with each dog licence a suitable licence tag which shall be impressed or stamped with a number corresponding to the number of the licence and withfigures denoting the calendar year in which the licence is valid.

(i) Duty to Affix Dog Tag
The owner of any dog licensed by the Municipality shall affix and keep affixed the metal dog tag issued by attaching it to a collar or harness on the dog.

(j) Record Collection
The Collector may keep a record of the name and address of the owner of every dog licensed under the provisions of this Bylaw, the date the licence was issued, a description of the dog, the licence number and the amount of fees paid.

3. Licensing Kennels

(a) General

i) No person, being the owner or occupier of a parcel, shall use the parcel as a kennel for the keeping, training, caring, breeding or boarding of dogs unless that operation is a permitted use under the Land Use Bylaw and the appropriate Boarding Kennel licence has been issued.

ii) No person, being the owner or occupier of a parcel, shall use the parcel as a kennel for the keeping, caring, or breeding of dogs unless that operation is a permitted use under the Land Use Bylaw and the appropriate Breeding Kennel licence has been issued.

iii) No person holding a valid kennel licence shall cause or permit the keeping or harbouring on a parcel more dogs over the age of eight (8) months than is permitted in the Municipality's Land use Bylaw as stated under the terms of ~~his~~ the kennel licence.

iv) A kennel licence is not transferable to another person or to another parcel.

v) No person shall use a parcel as a breeding or boarding kennel unless there is a dog exercise area fenced in such a manner that a dog cannot escape the confines of the exercise area and the exercise area is located at least 15.2 metres (50 feet) from any property line.

vi) Any person who operates a kennel shall ensure that any building, enclosure or exercise yard used to accommodate any animal shall be maintained in a sanitary condition.

vii) The total dog licence fees payable by any person who operates a kennel shall be as prescribed in Schedule "A".

(b) Breeding Kennels
No more than four (4) dogs over the age of four (4) months, shall be kept or maintained on any premises unless the owner or occupier of the premises operates a breeding kennel which:

i) is solely for the purpose of breeding purebred dogs,

ii) is in compliance with the provisions of this bylaw,

iii) is in compliance with the provisions of the Municipality's Land Use Bylaw~~;~~,

iv) has first obtained a breeding kennel licence from the Municipality;

(c) Boarding Kennels
No more than four (4) dogs over the age of four (4) months shall be kept or maintained on any premises for the purpose of keeping, training, caring for or boarding dogs unless the owner or occupier of the premises operates a boarding kennel which:

i) is operated for the purpose of keeping, training, caring for or boarding of dogs,

ii) is in compliance with the provisions of this bylaw,

iii) is in compliance with the provisions of the Municipality's Land Use bylaw,

iv) has first obtained a boarding kennel licence from the Municipality.

4. **At Large**

(a) For the purposes of this Bylaw, an animal shall not be deemed to be "at large" if it is:

i) on the property of its owner or of another person who has the care and control of the animal, or

ii) under the direct and continuous control of a person who is competent to control it, or

iii) securely confined within an enclosure, or

iv) securely fastened so that it is unable to roam~~.~~, or

v) a dog, and is on leash and under control when in a public space designated by the District or the Capital Region as an on-leash area.

(b) An animal under any other circumstances shall be deemed to be "at large".

(c) For the purpose of this Bylaw, a vicious animal is deemed not to be under the direct andcontinuous control of a person. [Suggest deletion because this item does not appear to make sense. If the intention is to confine a vicious animal to the owner's property, say

that instead.]

5. **Owner's Responsibilities**

(a) The owner of an animal shall ensure:

i) that the animal is kept, housed and fed in a manner conducive to its good health and well being

ii) that, if the animal is injured or suffering from any disease, it is promptly examined and treated by a qualified veterinarian or is treated in a manner approved by a qualified veterinarian, or otherwise treated in accordance with accepted health practices.

iii) that structures, pens or enclosures used to accommodate the same shall be maintained in a clean and sanitary condition at all times and that all cleanings from such facilities are disposed of in a manner that will not create a nuisance or health hazard.

(b) No owner of an animal shall ~~suffer or~~ [delete "suffer"; archaic, redundant and confusing] permit such animal to be "at large" as described in section 4 of this Bylaw.

(c) An owner of a vicious or dangerous dog shall keep it muzzled and on a leash except when the dog is secured on the owner's private property.

(d) No owner of a dog shall permit or cause the dog to cry or bark in a manner which disturbs the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhoodin the vicinity of the place where the dog is kept

(e) sub-paragraph 5(d) will not apply in respect of a licensed commercial boarding kennel that is a permitted use under the Land Use Bylaw Land Use Bylaw.

(f) Every owner of a female dog in heat or oestrus shall confine ~~it~~ her or cause ~~it~~ her to be confined in a building or enclosure so that ~~it~~ she cannot come in contact with dogs other than dogs belonging to that owner, except that such a dog may be conveyed under the control of a competent person to a veterinary clinic, ~~or~~ a boarding kennel or an intended breeding, or for the purpose of exercise, training or competition in such a manner that the dog does not come in contact with dogs other than dogs belonging to her owner.

(g) No dog shall be trained or kept for the purpose of dog fighting.

(h) The owner of a dog shall ensure that when the dog defecates in a public place, the handler of the dog will immediately remove the excrement and retain it until disposing of it in a lawful manner. Handlers of police dogs and persons with guide dogs or service dogs who are prevented by their disability from removing the excrement are exempt.

6. **Enforcement**

(a) The Animal Control Officer may:

i) enforce the provisions of this Bylaw;

ii) if the Animal Control Officer believes that an ~~unlicenced~~ unlicensed dog is present on any premises, require the occupant of the premises:

a) to give evidence that a licence has been obtained and a licence tag hasbeen issued for that dog; or

b) to deliver the dog to the Animal Control Officer.

iii) seize any animal found at large.

iv) impound an ~~unlicenced~~ unlicensed dog, a dog found unlawfully at large, or a vicious dog for a period of ninety-six (96) hours unless it is reclaimed as provided in this bylaw.

v) impound a dangerous dog for twenty-one days (21) in order to enact the provisions in ~~section 707.1 of the *Local Government Act*~~ section 49, Division 6 of the *Community Charter* pertaining to dangerous dogs.

vi) ~~destroy~~ euthanize any animal which has been found "at large" and which, upon examination by a licensed veterinarian is found to be suffering from an incurable disease or injury whereby it would be inhumane to prolong the animal's life.

vii) order an owner of a vicious or dangerous dog to keep it muzzled and on a leash.

viii) enact the provisions of ~~section 707.1 of the *Local Government Act*~~ section 49, Division 6 of the *Community Charter* pertaining todangerous dogs.

7. **Impounding Animals**

(a) During any period of impoundment, every animal shall be supplied with a sufficient quantity of food and water.

(b) Where an impounded animal can be identified by a licence tag, microchip, tattoo or otherwise, the Animal Control Officer shall, within 24 hours after the impoundment, notify the owner bytelephone or by mail or by electronic means.

(c) The owner of an animal impounded under this Bylaw ~~my~~ may reclaim it on application to the Animal Control Officer within 96 hours from the time of its seizure by providing proof of ownership, paying any licence, impoundment and related fees as set out in Schedule B, and any applicable fine.

(d) Notwithstanding section 8(c) a dangerous dog, which has been impounded cannot be reclaimed.

(e) If an impounded animal is not claimed within ninety-six (96) hours of the time of its impoundment, the Animal Control Officer may dispose of it by adoption to eligible persons, or by ~~humane destruction~~ euthanasia.

8. **Agreements with Outside Agencies or Corporations**

(a) The District of Metchosin may enter into an agreement with an agency or corporation to authorize the sale of dog ~~licenses~~ licences by that agency on behalf of the Municipality.

(b) The Council may enter into an agreement with an agency or corporation for the provision of animal control services including pound keeping services. [Is there a reason why this section refers to "District of Metchosin" and "Council" instead of "Municipality"? as is the case everywhere else except in Definitions?]

9. **Compensation**

(a) The Municipality, or an agency or corporation providing animal control services to the Municipality, shall pay compensation to the owner of animals of the bovine species, goats, horses, rabbits, sheep, swine, fur-bearing animals as defined in the Fur Farm Act, and poultry kept of the purpose of providing meat and eggs, killed or injured by any dog apparently over the age of four (4) months, the owner of which is unknown, and after diligent enquiry cannot be found, in the amount of ~~the lesser of:~~

i) seventy-five percent (75%) of the decrease in the market value of the animal as aresult of its death or injury~~, or~~

ii) ~~seven hundred and fifty dollars ($750.00)~~

(b) All claims pursuant to the provisions of this Bylaw shall be filed with the Animal Control Officer. Where the owner of a dog who kills or injures an animal is known, the Municipality shall collect compensation from the owner of the dog and forward it to the owner of the killed or injured animal.

(c) No claim shall be authorized under this Bylaw unless:

iii) the Municipality or agency or corporation providing animal control services to the Municipality, is satisfied that the owner of the animals described in section 9(a) or 9(b) submitting the claim has taken all reasonable precautions for protecting suchanimals; and

iv) the loss is reported to the Animal Control Officer within three (3) business days of the occurrence being discovered.

(d) Application for compensation under section 9(a) of this Bylaw shall be in the form attached hereto as Schedule "C".
[Note: an application form needs to be created for compensation under section 9(b).]

10. **Right of Entry**

(a) An Animal Control Officer may enter, at any reasonable time, upon any property within the District of Metchosin in order to ascertain whether the provisions of this bylaw are being observed.

(b) No person shall prevent or obstruct, or attempt to prevent or obstruct an Animal Control Officer in fulfillment of their duty under this bylaw.

11. **Offence and Penalties**
A person who contravenes this Bylaw by doing an act that it forbids, or by omitting to do an act that it requires to be done, commits an offence and is liable to a fine of not less than $100.00 and not more than that prescribed in the Offence Act.

12. **Schedules**
Schedules "A", B" "C" attached to this Bylaw are part of this Bylaw.

13. **Repeal**
This bylaw repeals the ~~"Animal Regulation and Impounding Bylaw No. 40, 1986".~~ "Animal Control Bylaw No. 421, Consolidated August 2009."

14. **Citation**
This bylaw may be cited as the "**Animal Control Bylaw, 2002, No. 421**".

Read a first time on the	3rd	day of	March	2003.
Read a second time on the	3rd	day of	March	2003.
Read a third time on the	6th	day of	October	2003.
Finally passed and adopted the	20th	day of	October	2003.

MAYOR CLERK

Schedule "A"

Dog Licence Fees [Updated to be consistent with CRD fees]

(a)	Female dog (not spayed)	$ 45.00
(b)	Female dog (spayed)	$ 25.00
(c)	Male dog (not neutered)	$ 45.00
(d)	Male dog (neutered)	$ 25.00
(e)	Replacement of lost licence	$ 5.00
(f)	Late Application Penalty	$ 10.00
(g)	Breeding kennel having four (4) or less dogs	$ 75.00
(h)	Breeding kennel having five (5) or more dogs	$150.00
(i)	Boarding kennel	$200.00
(j)	Dangerous Dog Licence	$100.00

(Bylaw 531)

Schedule "B"
Animal Control Bylaw, 2002, No. 421

Impounding Fees			**Amount**
1.	Dogs		
	[Updated to be consistent with CRD fees, except recommend substantial increases in impoundment fees after the first to deter owners from allowing dogs to be at large]		
	a.	first impoundment fee	$ ~~50.00~~ 75.00
	b.	second impoundment fee	~~75.00~~ 150.00
	c.	third and subsequent impoundment fee	~~100.00~~ 300.00
	d.	penalty added to impoundment fee for unlicenced dogs	~~20.00~~ 50.00
	e.	maintenance and sustenance charge for each 24 hour period or part thereof that the dog has remained in the pound	~~8.00~~ 15.00
2.	Cats		
	a.	impoundment	~~20.00~~ 25.00
	b.	maintenance and sustenance charge for each 24 hour period or part thereof that the cat has remained in the pound	~~5.00~~ 10.00
3.	Animal		
	a.	impoundment	~~20.00~~ 50.00
	b.	maintenance and sustenance charge for each 24 hour period or part thereof that the ~~cat~~ animal has remained in the pound	~~10.00~~ 20.00
4.	Bird, reptile or rodent		
	a.	impoundment	~~5.00~~ 10.00
	b. c.	maintenance and sustenance charge for each 24 hour period or part thereof that the ~~cat~~ bird, reptile or rodent has remained in the pound	~~2.00~~ 5.00
5.	~~Any other animals or birds~~		~~per rates set out in 2, 3 or 4, above as appropriate~~
6.	Costs for special equipment or personnel used, if any, to effect the impoundment		At Cost
7.	Veterinary expenses, if any, to treat injured or sick impounded animals		At Cost

Schedule "C"
APPLICATION FOR COMPENSATION
UNDERTHE DISTRICT OF METCHOSIN
ANIMAL REGULATION AND IMPOUNDING BYLAW NO. 421, 2002

1. Name _____

2. Address_____Postal Code _____

3. At_____a.m./p.m. on_____20_____

the following domestic animals owned by me were killed or injured by dog(s):

	Number	Type	Age	Registered	Value
Animals of the Bovine Species					
Goats					
Horses					
Rabbits					
Sheep					
Swine					
Fur-Bearing Animals as defined in the Fur Farm Act					
Poultry for the purpose of providing meat and eggs					

4. Within three (3) business days of the date stated above I notified

5. The owner of the dog(s) is/are unknown and after diligent enquiry cannot be found.

6. I understand that, if approved, payment of this claim will be made pursuant to paragraph 10 of theAnimal Control Bylaw, 2002, No. 421.

Witness Owner

ANIMAL CONTROL BYLAW

Guide to Recommended Amendments

General

- References to the Local Government Act have been updated to Division 6 of the Community Charter.
- References to "guide dogs" have been updated and references to "service dogs" added consistent with the BC *Guide Dog and Service Dog Act.*
- Except as noted, licence and impoundment fees have been updated to be consistent with CRD fees.
- Spelling and punctuation have been updated to current accepted Canadian style.
- Definitions of "under control" and "handler" have been added to accommodate recommended amendments.
- Notes are provided below to explain additions, changes or deletions to sections or subsections of the current bylaw.

Please note that some editing errors (e.g., missing spaces between words, additional spaces between lines or paragraphs) appear in the document due to software translation issues.

1. Definitions

- Definition of handler added for clarification, as the person in control of a dog at any given time may not be the legal owner. In our understanding, the owner of the dog is responsible for ensuring that the handler of any dog they own complies with the bylaw.
- Definition of "Vicious Dog": The phrase "a dog owned or harboured primarily in or in part for the purpose of dog fighting" is recommended to be deleted because dog fighting is illegal in Canada and no one should keep a dog "for the purpose of dog fighting." The wording in the current Animal Control Bylaw suggests that keeping a dog for the purpose of fighting is permitted. Someone may own a dog that was, in the past, trained for fighting, but must not use or intend to use the dog for that purpose.

3. Licensing Kennels

- (c) Added because while boarding kennels are specifically mentioned in the current Animal Control Bylaw, including in Schedule A (Dog Licence Fees), there are no guidelines provided in the bylaw. The recommended guidelines parallel those specified for breeding kennels.

4. At Large

- (a.v) Added to make it clear that dogs must be on leash in designated on-leash areas as well as under control.
- (c) This provision does not appear to make sense. It seems to suggest that an animal designated as a vicious animal is to be considered at large even if relaxing by the fire in the owner's home. Deletion or clarification of purpose recommended.

5. Owner's Responsibilities

- (c) It doesn't seem reasonable, feasible or in the best interests of the dog that an owner should have to keep a dog designated as vicious or dangerous muzzled and on leash even when inside a house or in a securely fenced area on the owner's property.
- (f) The suggestion that bitches in heat must be confined indoors, without even opportunities to exercise, presumably because if they are outdoors they will attract intact male dogs from miles around, is archaic, discriminatory and certainly not in the best interests of the dog. The owners of intact male dogs are responsible for ensuring that their dogs are not at large. Many sports permit bitches in heat to participate, and they should not be prevented from doing so by an ill-conceived bylaw provision. The recommended amendment is intended to stipulate the responsibility of an owner to prevent unintended breedings while not unduly restricting a bitch's access to normal activities.
- (g) Added pursuant to the recommended amendment to the definition of a "vicious dog."

- (h) Frequent complaints about people not picking up after their dogs suggest that it's time for this recommended addition to the bylaw, and for widespread education about handlers' responsibilities in this regard.

6. Enforcement

- (a.vi) Updated to reflect current attitudes regarding humans' responsibilities towards other animals.
- (a.vii) The current bylaw refers only to vicious dogs, but it seems reasonable for the same order to be applied to dogs designated as dangerous.

7. Impounding Animals

- (b) Updated to reflect modern options for identifying animals and contacting owners.

8. Agreements with Outside Agencies or Corporations

- (b) Query about wording: Just about everywhere else, the entity whose bylaw this is is referred to as "the Municipality"; in this subsection, there is unexpected reference to Council. There may be an administrative or other reason to do that, but if not, it would be advisable to change the wording to "the Municipality."

9. Compensation

- (a) This subsection requires further discussion. The Group recommends referring it and subsection (b) to the Agricultural Advisory Committee. The current provision for a maximum of $750 in compensation does not reflect current market values for livestock. (A recent search on local livestock prices found heifers advertised at prices from $1,250–$2,000; a show horse could be valued at five or ten times that amount.)

A Metchosin farmer consulted by the Group recommended that there be no maximum compensation.

- (b) While the Group understands that when the owner of a dog who kills or injures other animals is known, compensation becomes a civil process between the owner of the injured or killed animal and the owner of the dog, the Group suggests that having the Municipality involved in the process would add weight to the requirement for the dog's owner to cooperate.
- (d) If Council adopts the recommendation in subsection (b), an application form will need to be created and appended to the bylaw.

APPENDIX B

Examples of Signage to Encourage Proper Disposal of Dog Faeces

People respond to humour, novelty, the unexpected and change. For maximum effect, novel signs of which the following are examples could be posted in unexpected places in Metchosin parks, beaches and trails rather than always at main entrances. Different signs could be used in different places, and location of signs could be switched periodically — a sign could be posted at Taylor Beach for three months, then relocated to Blinkhorn Lake Park, for example. If the same signs are used everywhere and never move, people stop seeing and responding to them.

The Group recognizes that the strategy described above is more costly than using the same signage in all locations and never moving them; but a balance between cost and effectiveness must be considered. Sources of funding could be explored. It might be worth determining whether COVID recovery funds could be directed to this purpose, given that COVID appears to have led to increased use of Metchosin parks, beaches and trails by non-residents.

An interesting variety of signs can be seen here:

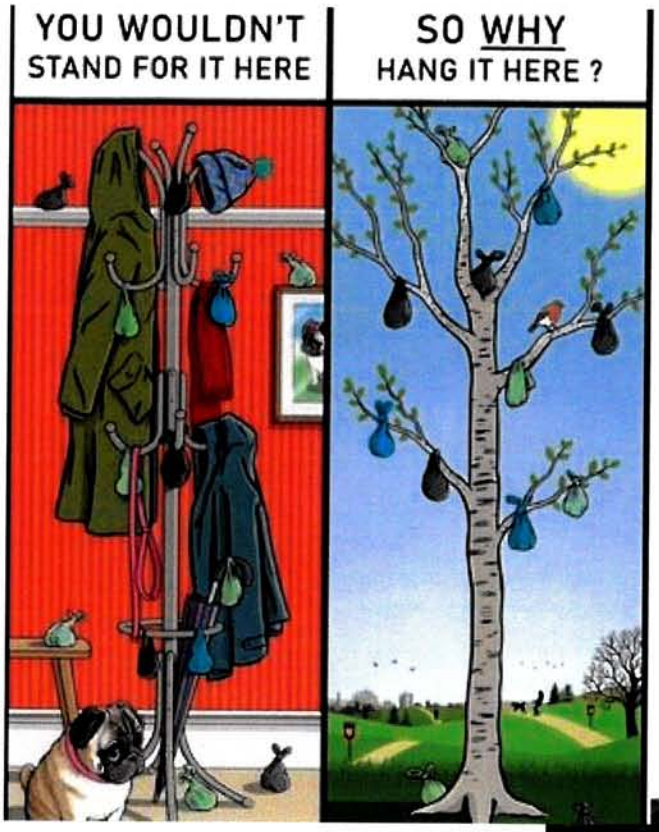
https://dogtime.com/trending/29357-15-best-dog-poop-signs#/slide/15


There is no poop fairy
Please clean up after your dog


INVASIVE SPECIES ALERT
Lepus Impudicus
Common names: Crap-rabbit, Keister bunny
The combined offspring of Canis Familiaris and Homo Ignoramus, these obnoxious creatures are fast becoming a regular feature throughout the trail networks of this region and beyond. While usually found along the edge of trails, often within 100 meters of the trailhead, they have also been observed perched on stumps and rocks, nestled into nooks and crannies, even hanging in the limbs of trees. They are easily spotted and identified, as they have no lawful or aesthetic precedent in the natural forest setting. The known native habitat for these invaders is in waste receptacles, which is the only place that they should be seen. Ever.
Seriously.
Spread the word, control the blight.
#turdfreetrails


AS YOU ARE SO CONFIDENT IN THE BIODEGRADABILITY OF YOUR USED DOG POO BAG, PLEASE TAKE IT HOME TO YOUR OWN GARDEN AND HANG IT IN YOUR OWN TREE
Thankyou from the wildlife


Want to start
YOGA?
start by bending over and picking up your
DOG POOP
known as the "downward dog position"
THEN PUT IT IN A BIN
@MEMESMASTERS


YOU WOULDN'T
STAND FOR IT HERE
SO WHY
HANG IT HERE ?


Glan suas é
Bin the Poo
Ná fág aon Lorg ach Lorg na Lapaí
Leave only paw prints
dlr


Why are you not picking up your dog shit?
I'm a jerk.
I don't care about this area or the community.
I'm lazy.
Mummy still cleans up after me.
Don't be a tosser
Pick up your dog shit, & Rubbish.
Pavilion Foreshore

Parks Committee Report

To:	Parks Committee
From:	Chief Administrative Officer
Date:	September 26, 2022
Subject:	**Municipal Ticket Information (MTI) Amendment Bylaw, Bylaw 679**

BACKGROUND:
Council directed staff to refer the Animal Control Amendment Bylaw to CRD Animal Control Care and Services for their review and comment. As part of the review, CRD noted that amending the *Ticket Information Authorization Bylaw, No. 475* would be helpful.

DISCUSSION:

Since Council is considering amendments to the Animal Control Bylaw, staff wanted to bring forward two minor amendments, for Council's consideration, to the Ticket Information Authorization Bylaw to address CRD Animal Control Care and Services comments.

The two proposed amendments include:

1. Under Schedule 5 (8) that the words *'dangerous or'* be added before the word Vicious in order to be consistent with the new definitions in the amended bylaw; and

2. Under Schedule 5, add a new offence for *'Fail to remove feces' with a minimum fine of $50*

The proposed amendments bring alignment between the two bylaws, and the new offence proposed is consistent with other municipalities in the CRD where fines in the region range from $50-$100.

Attached is *Ticket Information Authorization Amendment Bylaw No. 679, 2022* for the Parks Committees' consideration.

RECOMMENDATION:

1. That the Committee recommend that Council give 1st, 2nd, and 3rd reading of *Ticket Information Authorization Amendment Bylaw No. 679, 2022* as attached.
2. That the Committee refer the matter back to staff with further direction.

Respectively Submitted,

Lisa Urlacher,
Chief Administrative Officer

Attachment:

1. *DRAFT Ticket Information Authorization Amendment Bylaw No. 679, 2022*
2. *Ticket Information Authorization Bylaw, No. 475, 2004* CONSOLIDATED FOR REFERENCE November 2011

DISTRICT OF METCHOSIN
BYLAW NO. 679

A BYLAW

To Amend the Ticket Information Authorization Bylaw, No. 475, 2004.

The Council of the District of Metchosin, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as "Ticket Information Authorization Amendment Bylaw No. 679, 2022".

2. "District of Metchosin Ticket Information Authorization Bylaw, No. 475, 2004" Schedule A is hereby amended:

    1. In Schedule 5 (8) following the word "Vicious' ADD: 'or Dangerous'

    2. In Schedule 5, ADD to the table:

"15. Fail to remove feces	5.h.	$50"

Read a first time this day of 2022.

Read a second time this day of 2022.

Read a third time this day of 2022.

Finally Passed and Adopted this day of 2022.

Mayor

Corporate Officer

Ticket Information Authorization Bylaw, No. 475, 2004

DISTRICT OF METCHOSIN
BYLAW NO. 475

A BYLAW
TO AUTHORIZE THE USE OF MUNICIPAL TICKET INFORMATION
FOR THE ENFORCEMENT OF CERTAIN BYLAWS

Whereas:

Pursuant to Division 1, Part 8 of the *Community Charter*, a Council may make bylaws for the purposes of enforcing the bylaws of the municipality;

Pursuant to Division 2, Part 8 of the *Community Charter*, and the *Offence Act* a Council may set fines;

Pursuant to Division 3, Part 8 of the *Community Charter*, Council may designate bylaws for the purpose of ticketing in relation to a matter prescribed by regulation;

Pursuant to Division 3, Part 8 of the *Community Charter*, Council may designate as a Bylaw Enforcement Officer a person who comes within a class of persons prescribed by regulation;

Pursuant to Division 3, Part 8 of the *Community Charter*, Council may authorize the use of any word or expression on a ticket issued to designate an offence against a bylaw;

Pursuant to Division 3, Part 8 of the *Community Charter*, a bylaw enforcement officer may lay an information by means of a ticket for contravention of a bylaw so designated;

Now Therefore, the Council of the District of Metchosin, in open meeting assembled, enacts as follows:

1. The Bylaws listed in Column 1 of Schedule 1 to this Bylaw as amended from time to time, may be enforced by means of a ticket in the form prescribed for the purposes of Part 8 of the *Community Charter*.

2. The persons appointed to the job positions or titles listed in Column 2 of Schedule 1 to this Bylaw are designated as Bylaw Enforcement Officers pursuant to Section 264 of the *Community Charter* for the purpose of enforcing the Bylaws listed in Column 1 opposite the respective job positions.

3. The words or expressions set forth in Column 1 of Schedules 2 through 16 to this Bylaw designate the offence committed under the Bylaw section.

4. The amounts appearing in Column 3 of Schedules 2 through 16 to this Bylaw are the minimum fines set pursuant to Section 263 of the *Community Charter*, and the *Offence Act*.

5. This Bylaw may be cited as **"District of Metchosin Ticket Information Authorization Bylaw, No. 475, 2004."**

6. The *"District of Metchosin Ticket Information Authorization Bylaw, No. 268, 1996"*, is hereby repealed.

This Bylaw shall take effect upon the date of its adoption.

Read a first time this	17th	day of	May	2004.
Read a second time this	17th	day of	May	2004.
Read a third time this	17th	day of	May	2004.
Finally passed and adopted this	7th	day of	June	2004

Mayor

Clerk

SCHEDULE 1

DESIGNATED BYLAW	**DESIGNATED BYLAW ENFORCEMENT OFFICER**
Unsightly Premises Bylaw, 2004, No. 474 *Bylaw 539*	Bylaw Enforcement Officer
Capital Regional District Mobile Home Parks Bylaw No. 1, 1977	Bylaw Enforcement Officer
Business Licence Bylaw No. 352 and any subsequent amendments	Bylaw Enforcement Officer Corporate Officer
Animal Control Bylaw, 2002, No. 421 and any subsequent amendments	Bylaw Enforcement Officer Animal Control Officer Royal Canadian Mounted Police Officer
Building Bylaw No. 44, 1987 and any subsequent amendments	Building Inspector Bylaw Enforcement Officer
Traffic and Highways Regulation Bylaw No. 57, 1987 and any subsequent amendments	Bylaw Enforcement Officer Building Inspector Royal Canadian Mounted Police Officer Corporate Officer
Metchosin Soil Removal and Deposit Bylaw, No. 402 and any subsequent amendments	Bylaw Enforcement Officer Corporate Officer
District of Metchosin Tree Management Bylaw, No. 287 and any subsequent amendments	Bylaw Enforcement Officer Corporate Officer
~~Burglar Alarm Bylaw No. 194, 1993 and any subsequent amendments~~	~~Royal Canadian Mounted Police Officer~~ *Bylaw 539*
District of Metchosin Blasting Bylaw No. 230, 1994 and any subsequent amendments	Building Inspector Bylaw Enforcement Officer Corporate Officer
Metchosin Land Use Bylaw No. 259, 1995 and any subsequent amendments	Bylaw Enforcement Officer Corporate Officer
Noise Bylaw No. 260, 1995 and any subsequent amendments	Bylaw Enforcement Officer Corporate Officer Royal Canadian Mounted Police Officer
Discharge of Waste Bylaw No. 267, 1996 and any subsequent amendments	Bylaw Enforcement Officer Corporate Officer
Fire Regulation and Prevention Bylaw No. 269, 1996 and any subsequent amendments	Fire Chief Bylaw Enforcement Officer Building Inspector Local Assistant to Fire Commissioner
Firearms and Bow Use Bylaw 2001, No. 419 and any subsequent amendments	Bylaw Enforcement Officer Corporate Officer

SCHEDULE 2

UNSIGHTLY PREMISES BYLAW, 2004, NO. 474

Words or Expression Designating Offence	Section	Minimum Fine
1. Accumulated Rubbish	3(1)	$100
2. Unsightly Property	3(2)	$100
3. Graffiti	3(3)	$100
4. Deposit rubbish	3(4)	$100
5. Fail to remove rubbish	4	$100

(Bylaw 539)

SCHEDULE 3

CAPITAL REGIONAL DISTRICT
MOBILE HOME PARKS BYLAW NO. 1, 1977

Words or Expressions Designating Offence	**Section**	***Minimum* Fine**
1. Obstruct official	1.6(2)	$ 250
2. Install mobile home without permit	1.3(2)	$ 100
3. Occupy mobile home contrary to permit	1.3(3)	$ 100
4. Establish/alter mobile home park without permit	2.2(1)	$ 100
5. Unauthorized sign	4.4	$ 100

SCHEDULE 4

BUSINESS LICENCE BYLAW NO. 352

	Words or Expressions Designating Offence	Section	*Minimum* Fine
1.	No business licence	3.a.	$ 100
2.	Exceeds maximum number of employees permitted	4.a.i.a.	$ 100
3.	Exceeds maximum area permitted	4.a.i.b.	$ 100
4.	Machinery or tools producing noise outside the permitted hours of operation	7.	$ 100

SCHEDULE 5

ANIMAL CONTROL BYLAW, 2002, NO. 421

	Words or Expressions Designating Offence	Section	*Minimum* Fine
1.	More than four (4) dogs	2.b.	$ 100
2.	Unlicenced kennel	3.a.ii	$ 200
3.	Too many dogs in kennel	3.a.iii	$ 100
4.	Improperly fenced exercise yard	3.a.v	$ 50
5.	No dog licence	2.a.	$ 50
6.	No licence tag on dog	2.i	$ 50
7.	Animal at large	5.b.	$ 100
8.	Vicious dog not muzzled and leashed	5.c.	$ 200
9.	Bitch in heat unenclosed	5.f.	$ 50
10.	Noisy dog	5.d.	$ 100
11.	Maltreated dog	5.a.	$ 100
12.	Untreated dog	5.a.ii.	$ 100
13.	Unsanitary pen	3.a.vi	$ 100
14.	Obstruct Animal Control Officer	10.b	$ 250

SCHEDULE 6

BUILDING BYLAW NO. 44, 1987

	Words or Expressions Designating Offence	**Section**	***Minimum* Fine**
1.	Build without permit	3(1)	$ 100
2.	Occupy without permit	3(2)	$ 100
3.	Alter/deface notice	3(4)	$ 100
4.	Work contrary to plans	3(5)	$ 100
5.	Fail to stop work	3(7)	$ 250
6.	Construct fireplace/chimney without permit	16(1)	$ 100
7.	Move building without permit	17(1)	$ 250
8.	Install plumbing without permit	19(7)(a)	$ 100
9.	Plumb contrary to plans	19(7)(b)	$ 100
10.	Excavate street without written permission	19(7)(c)	$ 100
11.	Disturb/connect to public water supply without permit	19(7)(d)	$ 100
12.	Interconnect well to public water supply	19(7)(e)	$ 100
13.	Interconnect stormwater drain to sanitary sewer	19(7)(f)	$ 100

SCHEDULE 7

Traffic and Highways Regulation Bylaw, 1987, No. 57
(Bylaw 579)

Words or Expressions Designating Offence		Section	Fine if Paid on or Before the 30th day from the date on which the ticket is served	Fine if Paid after the 30th day from the date on which the ticket is served
1.	Drive on sidewalk	3(1)	$ 100	$ 200
2.	Leave accident debris on highway	3(2)	$ 100	$ 200
3.	Excavation not fenced and marked	3(3)	$ 100	$ 200
4.	Chattel on highway	3(6)	$ 100	$ 200
5.	Damage highway	3(7)	$ 100	$ 200
6.	Earth/mud/rock on highway	3(8)	$ 100	$ 200
7.	Remove notice	3(9)	$ 50	$ 100
8.	Garbage container on highway	3(10)	$ 100	$ 200
9.	Insecure load	3(13)(a)	$ 100	$ 200
10.	Leave materials on highway	3(13)(b)	$ 100	$ 200
11.	Passing in school crossing	3(14)(a)	$ 100	$ 200
12.	Water damage to highway	3(15)	$ 200	$ 500
13.	Water flow causing hazard	3(16)	$ 200	$ 500
14.	Littering on highway	3(17)	$ 500	$ 1000
15.	Park on sidewalk	3.1(1)	$ 35	$ 70
16.	Park within 2 m of driveway	3.1(2)	$ 35	$ 70
17.	Park in lane	3.1(3)	$ 35	$ 70
18.	Park within 6 m of intersection	3.1(4)	$ 35	$ 70
19.	Park within 5 m of fire hydrant	3.1(5)	$ 35	$ 70
20.	Park within 6 m of crosswalk	3.1(6)	$ 35	$ 70
21.	Park within 6 m of stop sign	3.1(7)	$ 35	$ 70
22.	Park within 6 m of entrance or exit	3.1(8)	$ 35	$ 70
23.	Park within 6 m of lane exit	3.1(9)	$ 35	$ 70
24.	Park for sales purposes	3.1(10)	$ 35	$ 70
25.	Park obstructing traffic for excavation	3.1(11)	$ 35	$ 70
26.	Park parallel to vehicle	3.1(12)	$ 35	$ 70
27.	Park upon bridge	3.1(13)	$ 35	$ 70
28.	Park contrary to traffic control device	3.1(14)	$ 35	$ 70
29.	Park obstructing traffic control device	3.1(15)	$ 35	$ 70
30.	Park facing wrong direction	3.1(16)	$ 35	$ 70
31.	Park more than 30 cm from curb	3.1(17)	$ 35	$ 70
32.	Park on travelled surface of roadway	3.1(18)	$ 35	$ 70
33.	Park on paved shoulder	3.1(19)	$ 35	$ 70
34.	Park 6 m vehicle in angle parking area	3.1(20)	$ 35	$ 70

35.	Park for more than 72 hours	3.1(21)	$ 35	$ 70
36.	Park commercial vehicle	3.1(22)	$ 35	$ 70
37.	Parking which obstructs	3.1(23)	$ 35	$ 70
38.	Park on designated cycling path	3.1(24)	$ 35	$ 70
39.	Park in loading zone	3.1(25)	$ 35	$ 70
40.	Park in bus stop	3.1(26)	$ 35	$ 70
41.	Park in fire zone	3.1(27)	$ 35	$ 70
42.	Park at yellow curb	3.1(28)	$ 35	$ 70
43.	Park for overnight abode	3.1(29)	$ 35	$ 70
44.	Park unlicenced vehicle	3.1(30)	$ 35	$ 70
45.	Park trailer without motive power unit	3.1(31)	$ 35	$ 70
46.	Park at angle	3.1(32)	$ 35	$ 70
47.	Dig up highway without permit	21(1)	$ 100	$ 200
48.	Cut down trees/remove timber on highway without permit	21(1)	$ 100	$ 200
49.	Damage tree/fence/sign	21(2)	$ 100	$ 200
50.	Stop flow of water	21(3)	$ 100	$ 200
51.	Place structure on highway without Permit	21(4)	$ 100	$ 200
52.	Damage from drain	21(5)	$ 100	$ 200
53.	Deface highway/structure on highway	21(6)	$ 100	$ 200
54.	Erect sign without permit	21(7)	$ 100	$ 200
55.	Tear down sign without permit	21(7)	$ 100	$ 200
56.	Operate tracked vehicle on highway without permit	21(8)	$ 100	$ 200
57.	Construct boulevard crossing without permit	21(10)	$ 100	$ 200
58.	Overweight vehicle	47	$ 100	$ 200
59.	Disobey restrictions on sign	50	$ 35	$ 70

Schedule 8
(Bylaw 579)

Metchosin Soil Removal and Deposit Bylaw, No. 402

Words or Expressions Designating Offence	**Section**	**Fine if Paid on or Before the 30th day from the date on which the ticket is served**	**Fine if Paid after the 30th day from the date on which the ticket is served**
1. Remove soil without permit	8(1)	$ 500	$ 1000
2. Conduct commercial soil removal without a permit	8(2)	$ 500	$ 1000
3. Deposit soil or compost without permit	8(3)	$ 500	$ 1000
4. Encroachment on, undermine, physically damage adjacent lot, building, structure, highway, park, trail or green space	29(1)a	$ 250	$ 500
5. No boundary marks	29(1)b	$ 100	$ 200
6. Finished grade of permit area too steep	29(1)c	$ 100	$ 200
7. No gate or secure access	29(1)d	$ 100	$ 200
8. No fence or gate (commercial)	29(1)e	$ 250	$ 500
9. No buffer zone(commercial)	29(1)f	$ 250	$ 500
10. Noise exceeding 55db for 30 seconds at boundary of lot	29(1)g	$ 250	$ 500
11. More than 25 mg/liter of suspended solids above background levels in ground water	29(1)h	$ 250	$ 500
12. Vibration exceeding 15 mm/sec. at structure outside the lot	29(1)i	$ 250	$ 500
13. Volume of soil removed exceeds 40,000 m3 per year.	29(1)j	$ 250	$ 500
14. False or misleading reporting	29(1)k	$ 250	$ 500
15. Contravenes other bylaw	29(1)l	$ 100	$ 200
16. Measurable noise outside of permitted hours (residential)	29(1)m(i)	$ 50	$ 100
17. Measurable noise outside of permitted hours (commercial)	29(1)m(ii)	$ 500	$ 1000
18. Deliver soil November to April	29(1)(n)	$ 500	$ 1000
19. Deliver soil on Sunday or holiday	29(1)(p)	$ 250	$ 500
20. Deposit more than 2000m3 with permit	29(1)(q)	$ 250	$ 500
21. Fail to provide report	31	$ 250	$ 500

Schedule 9
(Bylaw 579)

District of Metchosin Tree Management Bylaw, No. 287

Words or Expressions Designating Offence	**Section**	**Fine if Paid on or Before the 30th day from the date on which the ticket is served**	**Fine if Paid after the 30th day from the date on which the ticket is served**
1. Cut down tree without permit	8(1)	$ 250	$ 500
2. Cut down tree in Shoreland Slopes Development Permit Area without permit	9.(1)	$ 250	$ 500
3. Cut down Significant tree	10.(1)	$ 250	$ 500
4. Cut down tree within 15 m of watercourse without permit	11.(2)	$ 250	$ 500

SCHEDULE 10

Repealed by Bylaw 539

SCHEDULE 11

DISTRICT OF METCHOSIN BLASTING BYLAW NO. 230, 1994

	Words or Expressions Designating Offence	**Section**	***Minimum* Fine**
1.	Blasting without permit	2.a	$ 100
2.	Allow blasting without permit	2.b	$ 100
3.	Blasting without precautions	2.c	$ 200
4.	Use metal to smother blast	2.d	$ 200
5.	Blast outside permitted period	2.e	$ 100
6. to 7.	Blast contrary to description provided inspector Obstruct Inspector	2.f 2.g	$ 100 $ 250

SCHEDULE 12

METCHOSIN LAND USE BYLAW NO. 259, 1995

	Words or Expressions Designating Offence	Section	*Minimum* Fine
1.	Home business altering external appearance	21(5)	$ 100
2.	Failure to contain home business	21(6)	$ 100
3.	Horticultural home business exceeding allowed area	21(7)(a)	$ 100
4.	Prohibited home business	21(8)(a)	$ 100
5.	Home business producing noise/vibration/ smoke/dust/ odour/litter/glare	21(8)(b)	$ 100
6.	Sale of goods not produced on property	21(9)	$ 100
7.	Exceed allowed display area	21(10)	$ 100
8.	Exceed allowed number of bedrooms/ persons	21(17)(b)	$ 150
9.	Exceed allowed number of persons	21(17)(c)	$ 150
10.	Exceed number of allowed employees	21(19)(a)	$ 100
11.	Store more than two (2) vehicles outside	21(19)(b)	$ 100
12.	More than one (1) roadside stand	21(20)(a)	$ 100
13.	Roadside stand exceeds allowed gross floor area	21(20)(b)	$ 100
14.	Over-height roadside stand	21(20)(b)	$ 100
15.	Roadside stand in right of way	21(20)(c)	$ 100
16.	Prohibited sales	21(20)(d)(i)	$ 100
17.	Prohibited accessory sales	21(20)(d)(ii)	$ 100
18.	Exceed number of permitted secondary suites	23(2)	***$ 150***
19.	Exceed allowed floor area of secondary suite	23(3)	$ 100
20.	Structure within setbacks	27(1)(a)-(b)	$ 100
21.	Obstruct sight triangle	28	$ 100
22.	Non-conforming driveway	29(a)-(h)	$ 100
23.	Prohibited use of accessory buildings	31(2)	$ 100
24.	Unscreened greenhouse	36(1)	$ 100
25.	No sign permit	38(1)	$ 100
26.	Less than required parking spaces	45(1)	$ 100
27.	Use contrary to bylaw	51(2)	$ 100
28.	Unauthorized secondary suite	51(2)	$ 200
29.	Use contrary to bylaw	52(2)	$ 100
30.	Unauthorized secondary suite	52(2)	$ 200
31.	Use contrary to bylaw	53(2)	$ 100
32.	Unauthorized secondary suite	53(2)	$ 200
33.	Use contrary to bylaw	54(2)	$ 100
34.	Unauthorized secondary suite	54(2)	$ 200
35.	Use contrary to bylaw	55(2)	$ 100

36.	Unauthorized secondary suite	55(2)	$ 200
37.	Use contrary to bylaw	56(2)	$ 100
38.	Unauthorized secondary suite	56(2)	$ 200
39.	Use contrary to bylaw	57(2)	$ 100
40.	Unauthorized secondary suite	57(2)	$ 200
41.	Use contrary to bylaw	58(2)	$ 100
42.	Unauthorized secondary suite	58(2)	$ 200
43.	Use contrary to bylaw	59(2)	$ 100
44.	Unauthorized secondary suite	59(2)	$ 200
45.	Use contrary to bylaw	60(2)	$ 100
46.	Unauthorized secondary suite	60(2)	$ 200
47.	Use contrary to bylaw	61(2)	$ 100
48.	Use contrary to bylaw	62(2)	$ 100
49.	Use contrary to bylaw	63(2)	$ 100
50.	Unauthorized secondary suite	63(2)	$ 200
51.	Use contrary to bylaw	64(2)	$ 100
52.	Unauthorized secondary suite	64(2)	$ 200
53.	Use contrary to bylaw	65(2)	$ 100
54.	Unauthorized secondary suite	65(2)	$ 200
55.	Use contrary to bylaw	66(2)	$ 100
56.	Unauthorized secondary suite	66(2)	$ 200
57.	Use contrary to bylaw	67(2)	$ 100
58.	Use contrary to bylaw	68(2)	$ 100
59.	Use contrary to bylaw	69(2)	$ 100
60.	Use contrary to bylaw	70(2)	$ 100
61.	Use contrary to bylaw	71(2)	$ 100

SCHEDULE 13

DISTRICT OF METCHOSIN NOISE BYLAW, 1995, NO. 260

	Words or Expressions Designating Offence	Section	*Minimum* Fine
1.	Noise which disturbs	2(a)	$ 100
2.	Allow noise which disturbs	2(b)	$ 100
3.	Amplified music/speech which disturbs	2(c)	$ 100
4.	Industrial noise when prohibited	2(d)	$ 100
5.	Dog noise which disturbs	2(e)	$ 100

SCHEDULE 14

DISTRICT OF METCHOSIN DISCHARGE OF WASTE BYLAW NO. 267, 1996

	Words or Expressions Designating Offence	Section	*Minimum* Fine
1.	Discharge of domestic waste/trucked liquid waste/oil/grease	2(1)	$ 200
2.	Discharge of prohibited waste	2(1)	$ 300
3.	Hinder Bylaw Enforcement Officer	6(1)	$ 250

SCHEDULE 15

DISTRICT OF METCHOSIN
FIRE REGULATION AND PREVENTION BYLAW NO. 269, 1996

	Words or Expressions Designating Offence	**Section**	***Minimum* Fine**
1.	Obstruct member of Fire Department	4(1)	$ 250
2.	Obstruct fire apparatus/equipment	4(2)	$ 250
3.	Drive over fire hose/equipment	6	$ 250
4.	Interfere with free access to hydrant/ standpipe	7(1)	$ 150
5.	Use hydrant/standpipe without permission	7(2)	$ 100
6.	Fail to maintain private hydrant	8(2)	$ 100
7.	Fail to post no smoking signs	9(2)	$ 50
8.	Fail to prohibit smoking	9(2)	$ 100
9.	Fail to comply with notice of fire hazard	11(2)	$ 250
10.	Smoking/allowing open flame near flammable material	14	$ 100
11.	Fail to safely store combustible material	15(4)	$ 100
12.	Fail to comply with notice of fire hazard	16(1)	$ 250
13.	Fail to maintain fire escape	17	$ 100
14.	Locked fire escape door	18	$ 100
15.	Store gasoline in a container in excess of 23 litres (5 gallons)	19(a)	$ 100
16.	Store gasoline in a dwelling unit	19(a)	$ 100
17.	Store combustible/explosive/flammable compound/liquid/material in public building	20	$ 150
18.	Fail to obtain fire permit	22	$ 100
19.	Burning in contravention to terms of permit	23(3)	$ 100
20.	Fail to have competent person in charge of fire	24(2)	$ 100
21.	Fire too close to dry grass/shrubbery/ wooden fence	24(3)(a)	$ 100
22.	Fire too close to building	24(3)(b)	$ 100
23.	Material exceeds 6 m^3 in volume	24(3)(c)	$ 100
24.	Fail to maintain incinerator	25(1)	$ 50
25.	Fail to have competent person in charge of fire	25(2)	$ 100
26.	Fire too close to dry grass/shrubbery/ wooden fence	25(3)(a)	$ 100
27.	Fire too close to building	25(3)(b)	$ 100
28.	Burn prohibited material	26(1)	$ 100

29.	Burn between 6:00 p.m. and 8:00 a.m. without special permit	26(2)(a)	$ 100
30.	Burn between 12 noon Saturday and 8:00 a.m. the following Monday without special permit	26(2)(b)	$ 100
31.	Burn on a statutory/declared holiday without special permit	26(2)(b)	$ 100
32.	Fail to burn waste in an authorized incinerator	26(3)	$ 100
33.	Burn garbage	26(4)	$ 100
34.	Burn on a street/lane/boulevard allowance	26(5)	$ 100
35.	Burning on foreshore without valid permit	27(1)	$ 100
36.	Fire diameter in excess of .6 m	27(2)(c)	$ 100
37.	Fail to have pail or other approved container available to extinguish fire	27(2)(d)	$ 100
38.	Fail to extinguish fire by 12 midnight	27(2)(e)	$ 100
39.	Fail to attend fire until extinguished	27(2)(f)	$ 100

SCHEDULE 16

DISTRICT OF METCHOSIN
FIREARMS AND BOW REGULATION BYLAW NO. 419, 2001

Words or Expressions Designating Offence	Section	Minimum Fine
1. Discharge without a valid permit	2.	$100
2. Discharge without provincial hunting licence and written permission	3.a)	$100
3. Discharge by property owner without provincial hunting licence	3.b)	$100
4. Fail to provide written permission	3.c)	$ 50
5. Discharge within setbacks or conditions	4.	$150