

MUNICIPALITY OF PEMBINA

BY-LAW NO. 04-2024

A by-law of the Municipality of Pembina to regulate, control and license dogs in the Town of Manitou, LUD of La Riviere and LUD of Darlingford limits

WHEREAS:

- A.** Section 232(1) of *The Municipal Act* (Manitoba) provides that a Council may pass by-laws for municipal purposes respecting the following matters:
- (a) the safety, health, protection and well-being of people, and the safety and protection of property;
 - (k) wild and domestic animals and activities in relation to them, including by-laws differentiating on the basis of sex, breed, size or weight;
 - (o) the enforcement of by-laws.
- B.** Section 232(2) of *The Municipal Act* (Manitoba) provides that a council may in a by-law passed under this division to:
- (a) regulate or prohibit;
 - (f) except where a right of appeal is already provided **in** this or any other Act, provide for an appeal and the body that is to decide the appeal, and related matters;
- C.** Section 236(1) of *The Municipal Act* (Manitoba) provides that, without limiting the generality of 232(1)(o), a by-law passed under that clause may include provisions:
- (a) providing for procedures, including inspections, for determining whether by-laws are being complied with; and
 - (b) remedying contraventions of by-laws, including
 - (i) creating offences,
 - (ii) subject to the regulations, providing for fines and penalties, including the imposition of a penalty for an offence that is in addition to a fine or imprisonment, so long as the penalty relates to a fee, rate, toll, charge or cost that is associated with the conduct that gives rise to the offence, or related to enforcing the by-law,
 - (iii) providing that an amount owing under subclause (ii) may be collected in any manner in which a tax may be collected or enforced under this Act,
 - (iv) seizing, removing, impounding, confiscating and selling or otherwise disposing of plants, animals, vehicles, or other things related to a contravention,
 - (v) charging and collecting costs incurred in respect of acting under subclause (iv),
 - (vi) imposing a sentence of imprisonment for not more than six months for the commission of offences or nonpayment of fines.
- D.** Section 5 of *The Animal Liability Act* (Manitoba) provides as follows:
- 5(1) Except when permitted by a by-law of a municipality, no owner or person in charge of an animal shall allow it to run at large.
 - 5(2) An owner's liability under section 2 is not limited or otherwise affected by a by-law referred to in subsection (1).
 - 5(3) A municipality that makes a by-law referred to in subsection (1) is not liable,

by reason only of having made the by-law, for damages for any harm that an animal causes to a person or property while running at large in the manner permitted under the by-law.

E. Section 8 of The Disease Control Regulation of *The Public Health Act* (Manitoba) provides as follows:

8(1) If a physician or nurse, not including a medical officer or a public health nurse, believes that a person has been bitten by an animal and that there is a significant risk that rabies may have been transmitted, the physician or nurse must, as soon as practical, notify:

(a) a medical officer; or

(b) a public health nurse;

and provide the medical officer or public health nurse with the information about the biting incident that he or she requests.

8(2) Upon receiving notice under this section, a medical officer or public health nurse may, if he or she believes it is possible that rabies has been transmitted, take steps to ensure that:

(a) the animal is secured alive and without injury in a safe place;

(b) the animal is kept under observation for 10 days or any longer period considered necessary by the medical officer or public health nurse; and

(c) the animal's head is preserved in ice and sent to a laboratory for examination, if the animal dies or shows symptoms of rabies during the observation period.

F. Council is of the opinion that it is in the public interest that dogs should be regulated and controlled to protect the safety of people and property.

NOW THEREFORE the Council of the Municipality of Pembina enacts as a by-law the following:

PART I- INTERPRETATION

1. This By-law may be referred to as the "Dog Control By-law".

2. In this By-law, unless the context otherwise requires, the following definitions apply:

a. "Aggressor Dog" means any Dog that the Animal Control Officer has reason to believe has bitten a person or animal, whether on private premises or elsewhere, and whether or not the skin was directly punctured or lacerated by the bite;

b. "Animal Control Officer" means the person(s) appointed by the Municipality for the purpose of enforcing any provision of this By-law as well as any person acting as an assistant to, or under the direction of, the Animal Control Officer;

c. "Business Day" means any day of the week excepting Saturday, Sunday, or any statutory holiday;

d. "Community" means Town of Manitou, LUD of La Riviere and LUD of Darlingford limits

e. "Council" means the Council of the Municipality of Pembina;

- f. "Current Rabies Vaccination" means that the Dog has been vaccinated for rabies in accordance with the labeled directions and interval as prescribed by a licensed veterinarian;
 - g. "Dangerous Dog" means any Dog that has been designated a Dangerous Dog by way of written decision of Council pursuant to Paragraph 39;
 - h. "Dog" means any member of the genus *Canis Familiaris* (domestic dog);
 - i. "Municipality" means the Municipality of Pembina;
 - j. "Owner" includes any person who owns, keeps, harbours, or has possession or control of a Dog, or who owns, leases, or occupies, either solely or jointly with others, any premises containing the Dog or which contained the Dog immediately prior to an attack by the Dog or apprehension of the Dog by the Animal Control Officer or any other person;
 - k. "person" includes a firm or corporation;
 - l. "Pound" means any enclosure, premises, or place, whether within or outside the Municipality, designated by the Municipality for the impoundment and care of any Dog for the purposes of enforcing any provision of this By-law;
 - m. "Pound-keeper" means the person appointed by the Municipality to operate and maintain the Pound; and
 - n. "Run-at-Large" or "Running-at-Large" means that the subject Dog is not:
 - i. in direct and continuous charge of a person competent to control it;
 - ii. securely confined within an enclosure; or
 - iii. securely fastened so that it is unable to roam at will beyond the property in which it is kept.
3. In all parts of this By-law, any word importing the male gender will include the female gender and vice versa, and any word importing the singular will include the plural, and vice versa, as applicable and unless the context requires a different interpretation.

PART II-ESTABLISHMENT OF POUND AND APPOINTMENT OF POUND-KEEPER

- 4. The Municipality may establish and maintain a Pound for the impoundment and care of Dogs apprehended pursuant to the enforcement of any provision of this By-law, or the Municipality may enter into an agreement with any person (including with any other Municipality, City, Town, or Organization) to establish and maintain a Pound on their behalf.
- 5. The Council may appoint one or more persons as Pound-keeper to carry out the duties of the Pound-keeper as set out in this By-law. At the discretion of the Council, the Animal Control Officer may also serve as Pound-keeper.
- 6. The duties of the Pound-keeper include but are not limited to:
 - a. providing food, clean water, adequate shelter, and a safe and sanitary environment for every Dog impounded;
 - b. establishing and maintaining the Pound in a manner in keeping with *The Animal Care Act* (Manitoba), and without limiting the generality of the foregoing, to discharge the duties of an owner as set out in the said act while the Dog is in the custody of the Pound-keeper;
 - c. collecting penalties, fees, and other charges on behalf of the Municipality; and
 - d. keeping any impounded Dog for a minimum period of five (5) Business Days, which time period will include the day of impoundment.

7. If, after expiration of the minimum period of impoundment set out in Paragraph 6(d), a Dog has not been redeemed, it will be the duty of the Pound-keeper to do one of the following with the impounded Dog:
 - a. Sell, adopt or otherwise dispose of the impounded Dog to any person for an amount not less than the applicable Pound and license fees accrued in respect of the impounded Dog, unless such fees are otherwise waived by the Municipality; or
 - b. cause the impounded Dog to be humanely destroyed;

unless the Municipality, or the Pound-keeper on the express authority of the Municipality, agrees to an extended period of impoundment, in which case the impounded Dog will be held until the earlier of the date that it is sold or otherwise disposed of to a person or the expiry of the extended period of impoundment, at which time it will be humanely destroyed.

PART III - APPOINTMENT OF ANIMAL CONTROL OFFICER

8. The Council may appoint one or more persons as Animal Control Officer to carry out the duties of the Animal Control Officer as set out in this By-law. At the discretion of the Council, the Animal Control Officer may also serve as Pound-keeper.
9. The duties of the Animal Control Officer include but are not limited to:
 - a. apprehending and confining at the Pound, any Dog Running-at-Large within the Community contrary to the provisions of this By-law, or which is kept or harboured by, or in the possession or control of, any person that is in breach of this By-law or the conditions or restrictions imposed upon the redemption or custody of an Aggressor Dog or Dangerous Dog;
 - b. ensuring that all Dogs within the Community are licensed and vaccinated pursuant to the requirements of this By-law;
 - c. providing notice, pursuant to Paragraphs 10 and 11, to the Owner of every Dog impounded;
 - d. collecting penalties, fees, and other charges on behalf of the Community; and
 - e. generally enforcing the provisions of this By-law.
10. In the event that a Dog is impounded and the identity of the Owner is known, the Animal Control Officer must notify the Owner of such impoundment by personal service on the Owner or by leaving a notice at the last known address of the Owner. Such notice must state the place and time that the Dog was apprehended, the place and time when the Dog can be redeemed, the impoundment fee, the daily fees, the license fees, and any other costs or fines to be charged to the Owner, the method of payment, and the date after which the Dog will be sold, destroyed, or otherwise disposed of if not redeemed.
11. In the event that a Dog is impounded and the identity of the Owner is not known, the Animal Control Officer must post in the general office of the Municipality, a notice describing the Dog, the date of apprehension, and the date after which the Dog will be sold, destroyed, or otherwise disposed of.
12. The Animal Control Officer may enter property and buildings other than the personal residence of an individual to carry out the administration and enforcement of this By-law, including for determining what actions or measures a person must take in connection with any matter under this By-law, whether the actions or measures have been taken, to prevent the contravention of this By-law, to remedy a contravention of this By-law, and to prevent a re-occurrence of a contravention. The Animal Control Officer may enter a residence of an individual only with consent from the individual, a valid warrant or order from a Provincial Court Judge, Magistrate, or Justice of the Peace.

PART IV - LICENSING

- 13.** The Owner of every Dog over the age of six (6) months must apply to the Municipality to obtain a license [Subject to Schedule "A"] to keep the Dog.
- 14.** Prior to the Municipality issuing a license, the Owner must provide the Municipality with the following:
 - a. the breed, age, and any other information with respect to the Dog reasonably requested by the Animal Control Officer;
 - b. the name, address, and telephone number of the Owner;
 - c. documented proof of Current Rabies Vaccination issued by a licensed veterinarian;
 - d. if the Dog has in the past been deemed an Aggressor Dog or designated a Dangerous Dog, that the conditions or restrictions imposed upon the redemption or custody of such Dog are being met.
- 15.** A license may not be transferred to a new Owner. Where a change in ownership of a Dog properly licensed hereunder occurs, the new Owner must obtain a new license to keep the Dog.
- 16.** The licensing requirements provided hereunder do not apply to non-residents of the Community who bring a Dog into the Community on a temporary basis, provided always, that all other provisions of this By-law will apply to a Dog brought into the Community on a temporary basis.

PART V-RABIES VACCINATION

- 17.** All Dogs must have a Current Rabies Vaccination and the Owner must maintain a certificate of vaccination for rabies showing that the Dog has been vaccinated in accordance with the labeled directions and interval as prescribed by a licensed veterinarian.
- 18.** The Animal Control Officer may at any time request that an Owner provide proof that the Owner's Dog has a Current Rabies Vaccination status and, if the Owner cannot produce such proof, the Animal Control Officer may terminate the Dog's license, and/or apprehend and impound the Dog, and/or charge the Owner with an offense under this By- law.

PART VI - RESPONSIBILITIES OF DOG OWNERS

- 19.** No Owner will permit a Dog to:
 - a. Run-at-Large within the Community, unless in an area designated by the Municipality for the purpose of allowing Dogs off-leash;
 - b. leave the Owner's property without having the license tag issued for the Dog securely fastened to a collar or harness worn by the dog;
 - c. bark or howl or in any other way unduly disturb the quiet of any person or persons anywhere in the Community;
 - d. damage public or private property;
 - e. bite, injure, or attack a person or animal;

- f. defecate on any public or private property other than the property of its Owner without immediately removing such excrement; or
- g. act in a manner that is aggressive, dangerous, or places the safety, health, protection, and well-being of people or animals at risk.

20. No Owner may keep more than:

- a. three (3) Dogs on a property located within the community; or

provided always that such restrictions will not apply to a properly licensed kennel or Dogs under the age of six (6) months.

21. A female Dog in heat must be confined to the Owner's property or housed in a licensed kennel for the period of time that the Dog is in heat. The subject Dog's confinement must be in such a manner as to prevent any contact between the subject Dog in heat and any other Dog except other Dogs owned by the same Owner or by another Owner who voluntarily permits such contact.

PART VII- REDEMPTION

22. Unless the impounded Dog has been impounded pursuant to Part VIII or Part IX, the Owner of any Dog impounded by the Animal Control Officer may be redeemed within five (5) Business Days of its apprehension and impoundment by applying to the Pound-keeper for redemption and paying:

- a. the impoundment fee;
- b. the daily fee;
- c. in the event that the impounded Dog is unlicensed at the time of apprehension, the relevant license requirement; and
- d. any other outstanding fines, damages, or costs relating to the impounded Dog.

23. The Pound-keeper may waive any or all fees if the Dog is licensed and vaccinated pursuant to the requirements of this By-law, and:

- a. the Dog is redeemed on the same day that it was impounded and is the first offence.

PART VIII-AGGRESSOR DOGS

24. The Animal Control Officer will apprehend, impound, and place in quarantine any Dog (the "Aggressor Dog") that the Animal Control Officer has reason to believe has bitten any person or other animal, whether on private premises or elsewhere, and whether or not the skin was directly punctured or lacerated by the bite.

25. If the Aggressor Dog is not voluntarily surrendered to the Animal Control Officer by the Owner, the Animal Control Officer will be empowered to apprehend and impound the Aggressor Dog and, if necessary, to apply to a Provincial Court Judge, Magistrate, or

Justice of the Peace, as required, in order to obtain an order to enter the personal residence of the Owner for the purpose of apprehending and impounding the Aggressor Dog.

26. Any Aggressor Dog so apprehended and impounded will be quarantined for a minimum of ten (10) Business Days at the Owner's expense, commencing from the date of impoundment (the "quarantine period").
27. The Animal Control Officer may, in its discretion, authorize the Owner of the Aggressor Dog to quarantine the Aggressor Dog in a place other than the Pound, provided that such place is under the direct supervision of a licensed veterinarian and that the Aggressor Dog must remain at such place at the Owner's expense for the quarantine period.
28. Every Aggressor Dog must be examined by a *licensed veterinarian* approved by the Animal Control Officer prior to release from quarantine. In the event that the Aggressor Dog dies while quarantined but prior to the required veterinary examination, the head of the Aggressor Dog will be submitted to governing agency for a rabies examination.
29. Subject to Paragraphs 31 and 32, and provided that the Aggressor Dog has not been designated a Dangerous Dog pursuant to this By-law, the Aggressor Dog may be redeemed by the Owner after the expiry of the quarantine period. In the event that the Owner fails to redeem the Aggressor Dog from the Pound within five (5) Business Days after expiry of the quarantine period, the Aggressor Dog will be sold or otherwise disposed of or humanely destroyed.
30. The determination as to whether or not the Aggressor Dog may be redeemed by the Owner after the expiry of the quarantine period will be at the discretion of the Animal Control Officer based upon the following factors:
 - a. the medical report of the licensed veterinarian who has examined the Aggressor Dog;
 - b. whether or not the public health authorities are prepared to consent to the release of the Aggressor Dog;
 - c. the severity of the bite incident, the circumstances surrounding the incident, and the consequences of the incident; and
 - d. whether or not the Aggressor Dog has been referred to a hearing before Council pursuant to Paragraph 33.
31. In the event that the Animal Control Officer allows the redemption of the Aggressor Dog without referring the Aggressor Dog to a hearing before Council pursuant to Paragraph 33, the Animal Control Officer may impose conditions on the release of the Aggressor Dog, may include but not limited to:
 - a. requiring that the Aggressor Dog, while on private property, to be kept either securely confined indoors or in a securely enclosed and locked pen, structure, or compound which is capable of preventing the entry of young children and the escape of the Aggressor Dog;
 - b. permitting the Aggressor Dog upon public property only if it is muzzled;
 - c. prohibiting access to children's playgrounds and dog parks
 - d. permitting the Aggressor Dog upon public property only if it is restrained by a chain or leash not exceeding six (6) feet in length, fully extended, and is at all times under the effective control of a person competent to control it;
 - e. displaying in a conspicuous location at each entrance to the premises upon which the Aggressor Dog is kept, a sign stating: WARNING: BEWARE OF DANGEROUS DOG; the sign must be posted in such a manner that it cannot be removed easily by a passersby and is visible and capable of being read from outside of the premises;

- f. advising the Animal Control Officer forthwith if the Aggressor Dog has gone missing or is Running-at-Large or has bitten, wounded, or attacked any person or animal;
- g. any other conditions as the Animal Control Officer may deem necessary or advisable in the interests of public safety.

The Owner must acknowledge, in writing, the conditions of redemption at the time the Dog is released from the Pound.

PART IX—DANGEROUS DOGS

- 32.** Where the Animal Control Officer has reason to believe that a Dog places the safety, health, and well-being of the community at large at risk, the Animal Control Officer will schedule a hearing before Council at a regularly scheduled meeting of Council to determine whether or not the Dog should be designated a Dangerous Dog. For greater certainty, a Dog scheduled for a hearing pursuant to this paragraph does not need to have bitten or been accused of biting any person, livestock, or other animal.
- 33.** In the event that an Owner voluntarily accepts the Dangerous Dog designation and the recommended disposition of the matter made by the Animal Control Officer, a hearing before Council may be dispensed with, and the recommended disposition of the matter will constitute a final order in respect of which there is no appeal.
- 34.** Where it is deemed necessary by the Animal Control Officer to protect the public or other animals pending the decision of Council, the Animal Control Officer may:
 - a. require that the Dog be quarantined in the Pound; or
 - b. impose all or any of the conditions set out in Paragraph 41 upon the Owner's custody of the Dog.
- 35.** Council must provide written notice of the hearing to the Owner of the Dog at least ten (10) Business Days in advance of the hearing by personal service upon the Owner or by mailing the notice by registered mail to the last known address of the Owner. The notice must include the following minimum information:
 - a. the time, place, and purpose of the hearing;
 - b. a summary of the reasons in support of the allegation that the Dog is dangerous;
 - c. a copy of this By-law; and
 - d. a statement that if the Owner does not attend the hearing, the matter will be dealt with in his or her absence and that he or she will not be entitled to any further notice or appeal in regard to the proceedings concerning the Dog.
- 36.** The Owner has the right to appear at the hearing, with or without counsel, and to make submissions to Council and call evidence, whether viva voce or documentary, on his or her behalf. The Owner also has the right to hear all of the evidence and submissions presented at the hearing by or on behalf of the Animal Control Officer and to inspect any documents filed by or on behalf of the Animal Control Officer, and to respond to same.
- 37.** In the event that the Owner does not attend at the hearing, having been given notice as provided in accordance with Paragraph 36, Council will be entitled to deal with the matter in his or her absence and he or she will not be entitled to any further notice or appeal in regard to the proceedings concerning the Dog. The Owner will be notified of the decision of Council by notice in writing delivered by personal service or registered mail in the manner set out in Paragraph 36.

38. Within five (5) Business Days of the hearing, Council must issue a written decision in accordance with the following provisions:

- a. Council will make an order designating the Dog as a Dangerous Dog if in their opinion:
 - i. the Dog has caused injury to or killed a person, whether on public or private property; or
 - ii. the Dog has seriously injured or killed any other domestic animal or any livestock without provocation; or
 - iii. the Dog is used primarily for the purpose of guarding property; or
 - iv. there is a material risk that the Dog may cause damage or injury to persons, property, or other animals, taking the following non-exhaustive factors into account:
 - A. whether the Dog has worried, bitten, wounded or injured any person or animal;
 - B. the circumstances surrounding any previous worrying, biting, wounding, or injuring incidents; and
 - C. whether the Dog, when unprovoked, has shown a tendency to pursue, chase, or approach in a menacing fashion, any persons or other animals upon any public or private property.

39. In the event that Council has made an order designating the Dog as a Dangerous Dog, Council must make an order as to whether the Dangerous Dog should be destroyed or released to the Owner subject to the conditions set out in Paragraph 41.

40. Every Owner of a designated Dangerous Dog that has accepted custody of the Dangerous Dog will be required to:

- a. obtain a Dangerous Dog license;
- b. cause the Dangerous Dog to be tattooed upon the ear with clearly identifiable information so as to ensure that its Dangerous Dog designation and identity can be easily determined by the Animal Control Officer;
- c. ensure that the Dangerous Dog, while on private property, is kept either securely confined indoors or in a securely enclosed and locked pen, structure, or compound which is capable of preventing the entry of young children and the escape of the Dangerous Dog;
- d. permit the Dangerous Dog upon public property only if it is muzzled, restrained by a chain or leash not exceeding six (6) feet in length, fully extended, and is at all times under the effective control of a person competent to control it;
- e. display in a conspicuous location at each entrance to the premises upon which the Dangerous Dog is kept, a sign stating: WARNING: BEWARE OF DANGEROUS DOG; the sign must be posted in such a manner that it cannot be removed easily by a passerby and is visible and capable of being read from outside of the premises;
- f. within three (3) Business Days of selling, giving away, or otherwise disposing of the Dangerous Dog, provide the Animal Control Officer with the name, address, and telephone number of the new Owner;
- g. advise the Animal Control Officer and municipality within three (3) Business Days of the death of the Dangerous Dog;

- h. advise the Animal Control Officer forthwith if the Dangerous Dog has gone missing or is Running-at-Large or has bitten, worried, or attacked any person or animal;
 - i. any other conditions as may be prescribed by order of the Council.
- 41.** There is no obligation on Council to issue written reasons for their decision.
- 42.** The decision of Council is final and not subject to appeal.
- 43.** Where it appears on reasonable grounds that an Owner of a Dangerous Dog has breached:
- a. a condition of the redemption or custody of such Dangerous Dog; or
 - b. any other provision of this By-law with respect to such Dangerous Dog;
- the Animal Control Officer may apprehend and impound the Dangerous Dog for the purpose of destroying it.
- 44.** When the Animal Control Officer impounds a Dangerous Dog under Paragraph 44 for the purpose of destruction, written notice must be given to the Owner by personal service or by mailing the notice by registered mail to the last known address of the Owner, that the Dangerous Dog will be destroyed after the expiry of ten (10) Business Days from the date of the notice. The Owner may, during that time period, appeal the decision of the Animal Control Officer to Council by providing notice in writing to the Municipality, in which case Council will hold a hearing at a regularly scheduled meeting of Council as to whether or not the Dangerous Dog should be destroyed. The Dangerous Dog must remain quarantined in the Pound pending the outcome of the hearing.

PART X - GENERAL PROVISIONS

- 45.** For greater certainty and without limiting any provisions of this By-law, the following constitute offenses under this By-law:
- a. Allowing or failing to prevent a Dog from Running-at-Large.
 - b. Keeping or harbouring Dogs in excess of the maximum number permitted by this By-law.
 - c. Failure by the Owner of a Dog to comply with any one or more of the provisions of this By-law.
 - d. Failing to voluntarily surrender a Dog to the Animal Control Officer upon a request.
 - e. Violating any of the conditions or restrictions imposed upon the redemption or custody of an Aggressor Dog or Dangerous Dog.
 - f. Failing to properly vaccinate a Dog.
 - g. Defacing or removing a sign required to be posted under Paragraphs 32(c) or 41(e).
- 46.** It is an offense under this By-law for a person to interfere or obstruct any attempt by the Animal Control Officer, Pound-keeper, or the Council from carrying out its duties and obligations hereunder. Without limiting the generality of the foregoing, no person may interfere or obstruct or attempt to interfere or obstruct an Animal Control Officer, the Pound-keeper, a police officer, or any other person authorized to apprehend and impound

a Dog Running-at-Large, who is attempting to apprehend or impound, or who has apprehended and impounded, any Dog in accordance with the provisions of this By-law.

47. Any resident of the Community may apprehend and confine a Dog which is Running-at- Large on his or her property, provided that he or she immediately thereafter informs the Animal Control Officer of the apprehension and confinement.
48. Any person who makes a written complaint alleging an offense under this By-law against another person must provide to the Animal Control Officer his or her name, address, and telephone number. It will be at the discretion of the Animal Control Officer whether or not to proceed based on an anonymous complaint or information.
49. No liability will attach to the Animal Control Officer, the Pound-keeper, the Council, and/or the Municipality in carrying out their respective duties under this By-law. Without limiting the generality of the foregoing, no liability will attach to the Animal Control Officer, the Pound-keeper, the Council, and/or the Municipality for any Dog destroyed, sold or otherwise disposed of pursuant to the provisions of this By-law or killed or injured during the course of its apprehension or impoundment.
50. The Municipality may levy the penalties, fees, and other charges set out in Schedule "A", as updated from time to time.
51. Without limiting the penalties, fees, and other charges set out in Schedule "A", any person who contravenes any provision of this By-law is guilty of an offense and is liable, upon summary conviction, to a fine not exceeding One Thousand Dollars (\$1,000.00).
52. Any Dog that is impounded three (3) or more times within any twelve (12) month period while owned by the same Owner, may be, at the Animal Control Officer's discretion, sold, or disposed of, or destroyed notwithstanding any rights of redemption available to the Owner under this By-law.
53. This By-law repeals No. 2-2020 and 3-2020, except in respect of an offence committed before this By- law comes into force.

DONE AND PASSED, in the Municipality of Pembina, Manitoba this 14th day of March, 2024.

Original signed by G. Shiskoski
Glenn Shiskoski, Reeve

Original signed by K. Bridgeman
Chief Administrative Officer

Read a first time this 8th day of February 2024.
Read a second time this 14th day of March 2024.
Read a third time this 14th day of March 2024.

SCHEDULE A

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|---------------------------|-----------------------|
| Dog Control Fee | Actual costs incurred |
| By-Law Officer Fee | Actual costs incurred |
| Dog Impoundment Fee | Actual costs incurred |
| Daily Boarding Fee | Actual costs incurred |
| Euthanasia Fee | Actual costs incurred |
| Veterinary Fee | Actual costs incurred |
| Dog License Fee | \$0.00 |
| Dangerous Dog License Fee | \$250.00 |

Unless waived, all fees must be collected prior to the Dog being redeemed from the Pound by the Owner.