

## TOWN OF PORT McNEILL

**AGENDA** for the regular meeting of Council to be held Monday, June 06, 2011 at 7:30 p.m. at 1775 Grenville Place.

1. **PETITIONS AND DELEGATIONS**
2. **MINUTES**
  - a) Minutes of the Regular Council meeting, May 16, 2011. M S
3. **CORRESPONDENCE**
  - a) Letter dated May 19, 2011 from the Passenger Transportation Board regarding a rate increase for taxi operators. M S
  - b) E-mail dated May 19, 2011 from Koers & Associates Engineering Ltd regarding Schoolhouse Creek. M S
  - c) Letter dated May 20, 2011 from Werner H. Manke School District 85 Trustee regarding the budget for the upcoming school year. M S
4. **TABLE ITEMS**
  - a) Gowlings Publications from H. Brown M S
  - b) Information on Access Awareness Day M S
5. **REPORTS**
  - a) Report on Vancouver Island North Tourism (VINT) and the Chamber of Commerce General meeting from Councillor G. Wickstrom. M S
  - b) Report on the Volunteer Fire Department WCB inspections from Councillor A. Frost. M S
6. **BYLAWS**
  - a) Town of Port McNeill Animal Control Bylaw No. 632, 2011. First, Second and Third Reading. M S
7. **NEW BUSINESS**
8. **QUESTIONS FROM THE PUBLIC AND THE MEDIA**
9. **Resolution to go "In Camera" as per section 90 (1) (k) municipal service and (1) (l) annual municipal report of the Community Charter.** M S
10. **ADJOURNMENT** M S

**TOWN OF PORT McNEILL**

**MINUTES** of the regular meeting of Council held Monday May 16, 2011 at 7:50 p.m. at 1775 Grenville Place.

**PRESENT:** Mayor G. Furney, Councillors S. Downey, G. Wickstrom and Staff S. Harvey

**APOLOGIES:** Councillors S. Ackland, A. Frost and Staff A. Sweet

**1. PETITIONS AND DELEGATIONS**

**2. MINUTES**

a) Minutes of the Regular Council meeting, May 04, 2011.

**095/2011** – Moved, seconded and CARRIED that the May 04, 2011 minutes of the Regular Council meeting be accepted.

Regular Minutes

**3. CORRESPONDENCE**

a) Letter dated April 18, 2011 from the Ministry of Tourism and Innovation regarding the "Most Small Business Friendly Community Award".

**096/2011** – Moved, seconded and CARRIED that the above correspondence be received and filed.

Most Small Business Friendly Award

b) Letter dated May 01, 2011 from the 2011 Relay For Life (North Island) requesting support for the event.

**097/2011** – Moved, seconded and CARRIED that the above correspondence be received and filed and that Public Works work with the Committee to provide the support requested.

Relay For Life

c) Letter dated May 04, 2011 from North Island Secondary School requesting help with recognizing achievements of the students.

**098/2011** – Moved, seconded and CARRIED that the above correspondence be received and filed.

NISS Grad

**4. TABLE ITEMS**

**099/2011** – Moved, seconded and CARRIED that the Table Items be received and filed.

Table item

**5. REPORTS**

- a) Report on the Chamber of Commerce Executive meeting and the Tourism Steering Committee from Councillor G. Wickstrom. Report C o f C  
Tourism  
Steering

**7. NEW BUSINESS**

**8. QUESTIONS FROM THE PUBLIC AND THE MEDIA**

- 9. Resolution to go "In Camera" as per section 90 (1) (e) disposition of land of the Community Charter.**

100/2011 – Moved, seconded and CARRIED that Council go "In Camera" as per section 90 (1) (e) disposition of land of the Community Charter. In Camera

**9. ADJOURNMENT**

101/2011– Moved, seconded and CARRIED that the meeting be adjourned at 7:57 p.m. Adjourn

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Mayor

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Administrator

**Date**

May 19, 2011

**Attention**

Chief Administrative Officer

**1. Taxi Rate Changes in BC**

The Passenger Transportation Board has approved a Taxi Cost Index (TCI) 2011 rate increase for taxis. TCI 2011 allows taxi operators to request an increase of up to 2.38% on their metered or non-metered rates. They may make these requests between now and October 31, 2011.

Taxi operators seeking a TCI 2011 rate increase must send written notice of the request to the clerk, manager or CAO of each municipality where the licensee is authorized to pick up passengers.

TCI 2011 is based on cost increases for fuel, wages, insurance and consumer goods for the 2009 and 2010 calendar years. TCI data in 2009 indicated a decrease in costs of 1.92%. Taxi rates were not adjusted to reflect this decline. Data for 2010 indicated an increase of 4.30%. Therefore, the Board set the allowable TCI increase at 2.38%.

Taxi companies may only charge rates approved by the Board. The Board posts approved rates on its website. More information on taxi rates is available at: <http://www.th.gov.bc.ca/ptb/taxi-rates.htm>

**2. Fuel Price Monitoring**

The Board monitors weekly gas prices in British Columbia. The Board will consider a fuel surcharge for taxis if average gas prices \$1.359 per litre. The average was \$1.329 week for the week ending May 17, 2011. If the Board approves a temporary fuel surcharge for taxis, it will notify local governments. More information is available at: <http://www.th.gov.bc.ca/ptb/surcharges.htm>

... Continued on Page 2

### 3. Update on Rates for Limousines and other PDVs

This month, the Board announced a minimum and maximum rate pilot project for limousines. It also announced a fuel surcharge for operators of limousines, shuttles and other passenger directed vehicles (PDVs), except for taxis

- The Board set **minimum and maximum rates for limousine operators** in the Lower Mainland and Capital Regional District. These operators can charge rates that fall within the allowable range. The new rates system is being implemented as a pilot project. It starts July 1, 2011. The Board will evaluate the pilot project within 2 years.

More information: <http://www.th.gov.bc.ca/ptb/limousine-rates.htm>

- The Board introduced a new “**PDV Fuel Surcharge**” mechanism for limousines, shuttles and other passenger directed vehicles in British Columbia. (This surcharge does not apply to taxis.) The PDV Fuel Surcharge is optional. The amount of the surcharge reflects the additional costs of rising fuel prices. The maximum allowable surcharge rises and falls as fuel prices change. The surcharge protects limousine profit margins when fuel prices spike. Current and historical surcharges are posted on the Board’s website.

More information: <http://www.th.gov.bc.ca/ptb/surcharges.htm>

**Contact:** Michael McGee  
Manager, Policy and Communications  
Passenger Transportation Board  
PO Box 9850 STN PROV GOVT  
Victoria, British Columbia V8W 9T5  
Telephone: (250) 953-3777  
Email: [ptboard@gov.bc.ca](mailto:ptboard@gov.bc.ca)

RECEIVED

MAY 24 2011

COPY TO AL/Council/Glen  
DATE May 24/11

A9-20  
5225-09

**Reception**

TOWN OF PORT McNEILL

**From:** "Deputy Administrator" <pmassist@telus.net>  
**To:** "Karen Cessford Reception" <reception.portmcneill@telus.net>  
**Sent:** Tuesday, May 24, 2011 8:54 AM  
**Subject:** Fw: Schoolhouse Creek - DFO Authorization

----- Original Message -----

**From:** Chris Holmes  
**To:** pmfinance@telus.net ; Deputy Administrator  
**Sent:** Thursday, May 19, 2011 9:14 AM  
**Subject:** Schoolhouse Creek - DFO Authorization

Hi Al and Sue.

Great News. DFO has informed us that head office in Vancouver has approved the mitigation works and is issuing the authorization for the ditch enclosure along Broughton Boulevard. The authorization letter is expected to be signed today or tomorrow and will be sent directly to the Town, c/o Al Sweet. You should receive it either tomorrow or early next week.

The next steps will be to:

- review the conditions of the authorization and proceed with securing a contractor to carry out the creek mitigation works
- inform Port Hardy Bulldozing of when the Broughton Boulevard works can begin so they can purchase the remaining concrete pipe and develop a project schedule

I will touch base with you once we have reviewed the authorization letter.

Best Regards,

**Chris Holmes** P.Eng.



**KOERS  
& ASSOCIATES  
ENGINEERING LTD.**  
*Consulting Engineers*

Unit C - 450 8th Street  
Courtenay, BC, V9N 1N5  
T:250-334-9390 F:250-334-2381  
C:250-218-0877  
cholmes@koers-eng.com

(b)

COPY TO Council / Agenda - June 6<sup>th</sup> RECEIVED  
DATE May 20/11 0400-50 MAY 20 2011  
20-12

TOWN OF PORT McNEILL

Werner H. Manke  
Box 1016  
Port McNeill, B.C.

Town Council of Port McNeill  
P.O. Box 728  
Port McNeill, B.C.  
VON 2R0

May 20, 2011

Dear Mayor and Councilors;

The present school year will be drawing to a close in a few weeks. With this letter I wish to pass on to you current school district information and an indication of what the budget implications for our schools are for the coming school year.

As you know, Kathy Bedard, our District's Superintendent of Schools will be retiring at the end of July. After an extensive search and a lengthy hiring process, the Board has appointed Mr. Scott Benwell as the new Superintendent. Scott comes to us from School District Fraser Cascade which includes Boston Bar, Hope, Agassiz, Harrison Hot Springs and area. He serves that district as Assistant Superintendent at this time. He has administrative experience also at the elementary and secondary levels. Scott has a Bachelor degree in Secondary Curriculum from the University of Victoria, a Master of Arts degree from Royal Roads University and a PhD from the University of Calgary. He comes to us extremely highly recommended.

After interviewing for the principal position for Sunset and Cheslakees this past Tuesday, the Board of Education appointed Rena Sweeney as principal of Sunset and Cheslakees Schools. Rena has been acting principal at Sunset for the past two years and at this time also has additional responsibilities for A. J. Elliott. in Sointula. Advertisements for the position of vice-principal will begin that search. It is likely that the incoming vice-principal will assume the responsibilities for A. J. Elliott.

The integration of Sunset and Cheslakees into one school community has been a focus for the district, the staffs and the PACs of both schools. These efforts will continue in the weeks ahead. Staffs and Parent Advisory Committees have held joint meetings and the two schools' students have had several activities together. This focus will be ongoing until the end of the school year. Preparations for making the facilities of both schools ready for the move are also under way. It is the board's hope that the Early Learning Center at the Cheslakees site will become a valuable extension of Sunset School, a benefit to this community and a model for other districts. There will be three Kindergarten classes at Cheslakees next school year. The Strong Start program will remain at this site as well. An Early Learning Center has many positive possibilities for programs for parents.

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During the past months the board has reviewed and rewritten a number of district policies. Two might be of special interest to council members. One of the policies addresses community involvement in education and the other clarifies attendance areas. Board policy manuals may be accessed at local schools or by logging onto [www.sd85.bc.ca](http://www.sd85.bc.ca).

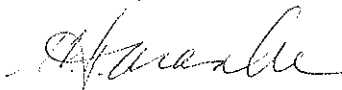
For the next school year the board is pleased that the funding allocation for 2011 – 2012, as well as the previous cost savings implemented by the board will allow for all school programs to remain in place and even to enhance a few. An additional reason for maintaining funding levels is the fact that the district's student enrolment has stabilized. At the elementary level we see slight increases in enrolment. Secondary numbers will likely still decline a bit for the next several years. After years of cuts to school programs the outlook for the next school year has been a welcome outcome.

The implications from the recent court ruling returning to teachers the ability to bargain for class size and class composition will not take effect until after the next school year. It is too early to say what, if any, budget problems that will present to boards for 2012 -2013. The upcoming contract negotiations with BCTF, the teacher union, may well be difficult. Indications are that the two sides are far apart on several issues including wage increases.

In addition to the renovations needed for the amalgamation of Sunset and Cheslakees, capital funds have been approved for a new gym roof at Sunset. I would also like to see some capital funding approved for work on the upper Sunset field. Drainage there has been a problem for some years. Meanwhile, the school district has agreed to work with the tennis club to restore the tennis courts at the back of NISS.

I will make every attempt to attend council's June meeting June 6 to answer questions council members may have.

Yours truly,



Werner Manke, trustee

## May 2011 Councillor's Report – Gaby Wickstrom

**VINT meeting May 30, 2011** - Launched in 2008, the Community Tourism Opportunities (CTO) program provides co-operative funding for eligible tourism activities through destination marketing organizations in communities throughout BC. VINT was once again successful in securing funding, this time in the amount of \$22,000.

The BC ferries travel councillors are now in place. Two people will be working on the Prince Rupert ferry route funded by VINT where in the past they were paid for with Port Hardy tourism dollars. M.O.U.'s have been signed with the employees ensuring a more regional focus on the ferry route.

**Chamber of Commerce General Meeting May 31, 2011** – Updates were brought from 2 major industry members.

WFP – Economy is “on fire” at the moment and they are definitively on the upswing coming out of a long low cycle in the forest industry. In 2008 WFP could have logged 7.2 cubic metres but only produced 3.5 cubic metres. This year they are looking at 6.8 cubic metres of production and are looking for full time employees in all areas of their operation.

Orca Sand & Gravel – Nine ships have gone out so far this year and 2 more are slated to go out this week. Sand is the most popular product in demand. They have 1 full time crew for this year. Production for last year was 1.3 metric tonnes and 1.5 projected for this year. They are also on the upswing coming out of a low economic trend.

TOWN OF PORT MCNEILL

Bylaw No. 632, 2011

**A BYLAW TO PROVIDE FOR THE IMPOUNDING AND REGULATION OF ANIMALS AND FOR LICENCING THEREOF**

WHEREAS pursuant to Section 8 of the *Community Charter* Council, may by bylaw regulate, prohibit and impose requirements in relation to animals; and

WHEREAS Section 48 of the *Community Charter* provides Council authority to regulate the keeping of dogs and other animals in the municipality; and

WHEREAS Section 49 of the *Community Charter* provides special powers in relation to dangerous dogs;

NOW THEREFORE the Council of the Town of Port McNeill, in open meeting assembled enacts as follows:

**1. DEFINITION:**

**“Animal”** means any horse, mule, cat, dog, donkey, swine, sheep, goat, domesticated rabbit, bovine species, turkey, goose, duck, fowl, dove, pigeon, reptile or any domesticated wild animal;

**“Animal Control Officer”** means

- a) A municipal employee, officer, agent or contractor designated by the council as an Animal Control Officer for the purposes of this section, or
- b) A peace officer;

**“At large”** means any animal being elsewhere than on the premises of the person owning or having custody, care or control of the animal and not being under the direct and continuous charge of a person who is competent to control it;

**“Cat”** means an animal of the feline species regardless of age or sex;

**“Collector”** means the Treasurer for the Municipality and includes every person acting on behalf of the Treasurer under the authority of the Council;

**“Companion Animal”** means an animal kept as a guide animal;

**“Council”** means the Municipal Council of the Town of Port McNeill;

**“Dangerous animal”** means an animal that

- a) has killed or injured a person, or
- b) an Animal Control Officer has reasonable grounds to believe is likely to kill or 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 animal, has killed or injured a companion animal or other animal;

**“Dog”** means an animal of the canine species regardless of age or sex;

**“Leash”** means any restraint lead that is attached to the animal by which the animal can be controlled.

**“License”** means a dog or cat license issued in accordance with the provisions of this bylaw;

**“Municipality”** means the Corporation of the Town of Port McNeill;

**“Owner”** means the person having the custody, care, control or possession of any animal, and “owned” includes possessed or harboured **in fact and in law**;

**“Pound”** means the premises provided by the Council from time to time for the confinement and impoundment of animals;

**“Poundkeeper”** means the official duly appointed by the Council to fill the position and assume the responsibility and duties of the Poundkeeper pursuant to this bylaw and includes the Poundkeeper’s deputies, assistants or employees or any person acting on behalf of/or assisting such Poundkeeper;

**“Seize”** includes impound and detain;

**“Tag”** means a numbered identification tag made of metal, plastic or fiberglass issued by the Town or its representatives.

## **2. ANIMALS PERMITTED:**

2.1 No animals other than domesticated animals such as dogs, cats or other small-domesticated animals may be housed within their owners, possessor’s or harbourer’s dwelling unit.

2.2 No owner shall keep any livestock, horses, donkeys, or poultry on any property within the Town. (new addition)

## **3. ANIMAL CONTROL OFFICER:**

3.1 The Council is hereby empowered to appoint from time to time an Animal Control Officer and such deputies, assistants or employees as may be required to maintain and operate the Pound.

3.2 The Council is hereby empowered to fix the salary, wages or contract amount of any Animal Control Officer, deputy, assistant or employee as may be required and pay any monies out of the annual revenue of the Town.

3.3 Any person lawfully performing any act in enforcing this bylaw whether voluntarily or at the request of the Animal Control Officer shall be deemed to be an assistant Animal Control Officer.

Town of Port McNeill  
Animal Control Bylaw No. 632, 2011

- 3.4 Each Animal Control Officer or representative shall pay over to the Municipal Treasurer all money received by him/her and shall, when requested, produce their books for inspection by the Treasurer or the Corporate Administrator.
- 3.5 The Council is empowered to establish, maintain and operate facilities for the sheltering of animals at such place or premises as the Council may, by resolution from time to time, determine.
- 3.6 The Animal Control Officer shall be in charge of the Pound and shall deliver all animals apprehended, to this facility and provide them with food and water during the retention periods set out in 3.11.
- 3.7 The owner of any animal impounded may redeem the same from the pound upon proving ownership thereof and paying to the Animal Control Officer that amount of unpaid and overdue animal license fees, if any, and impoundment fees as listed in Schedule "A" attached hereto and forming **part of this bylaw**.

In addition, there shall be for each and every animal impounded, fees as set out in Schedule "A", starting on the day of **the impoundment, for the care and feeding** of such animals for each day the animal is impounded.

- 3.8 The Animal Control Officer may seize and impound any animal which is found to be at large, within the municipality, and upon such seizure and impoundment the Animal Control Officer shall immediately inform the owner of such animal that the animal has been impounded. If the owner of the animal is unknown to the Animal Control Officer or if the Animal Control Officer is unable to contact the owner then, within 24 hours of the impoundment cause notice of such seizure and impoundment to be made in writing and affixed to the notice board at the public works yard, and the posting of such notices as aforesaid shall be deemed for all purposes as sufficient notice to the owner of such animal.
  - 3.8.1 In addition to the authority granted under the Local Government Act, but subject to this section, an Animal Control Officer may seize an animal if the officer believes on reasonable grounds that the animal is a dangerous animal.
  - 3.8.2 Before exercising a power under Section 3.8.1, in the case of an animal that has acted as described in paragraph (a) or (c) of the definition of "dangerous animal" **the** Animal Control Officer must consider whether the animal was acting while in the course of
    - a) attempting to prevent a person from committing an unlawful act, or
    - b) performing law enforcement work.
  - 3.8.3 An Animal Control Officer may enter a place to exercise the power under section 3.8.1
    - a) in any case, with the consent of the owner or occupier of the place,
    - b) in any case, in accordance with a warrant under section 3.8.4 or 3.8.5 or

Town of Port McNeill  
Animal Control Bylaw No. 632, 2011

- c) if the circumstances referred to in section 3.8.6 apply, in accordance with that section.

3.8.4 If satisfied by evidence given under oath or affirmation that there are reasonable grounds to believe that

- a) there is in a place an animal, and
- b) the animal is a dangerous animal

A justice may, by warrant, authorize an Animal Control Officer to enter and search the place and to seize the animal.

3.8.5 If

- a) it is impractical for an Animal Control Officer to appear personally before a justice to apply for a warrant in accordance with section 3.8.4 and
- b) the officer believes on reasonable grounds that the circumstances referred to in section 3.8.4. (a) and (b) apply,

the officer may apply for a warrant in accordance with section 22 (Telewarrants) of the Offence Act.

3.8.6 Subject to section 3.8.7, an Animal Control Officer may, without a warrant, enter and search any place except a dwelling house and seize an animal, if the officer believes on reasonable grounds that

- a) the animal is a dangerous animal,
- b) the animal presents an imminent danger to the public, and
- c) the purpose of seizing the animal cannot reasonably be accomplished if the officer is required to obtain a warrant.

3.8.7 For the purposes of section 3.8.6, an Animal Control Officer who is not a police officer must be accompanied by a police officer.

3.8.8 In addition to the authority under section 8 of the *Livestock Protection Act*, in relation to an animal that the Animal Control Officer has reasonable grounds to believe is a dangerous animal; the Animal Control Officer may apply to the Provincial Court for an order that the animal be destroyed in the manner specified in the order.

3.8.9 An animal that has been seized under this section may not be impounded for more than 21 days unless proceedings under section 3.8.8 of this bylaw or section 8 of the *Livestock Protection Act* are commenced within that time.

3.9 Where the Animal Control Officer has reason to believe that any unlicensed animal has taken refuge on any premises, he/she may at all reasonable times request the occupant of such premises to satisfy the Animal Control Officer that such license has been paid and to exhibit such tag, or to forthwith deliver to him/her such animal. The Animal Control Officer or such other person authorized may take the animal to the Pound unless the license fee is immediately paid.

- 3.10 It shall be the duty of the Animal Control Officer before making delivery of any animal impounded, to obtain from the person or persons claiming the same, his or her name and residence and to enter the same in the "pound book" together with the date when such animal was impounded and the date when the same was redeemed to ensure that the animal is licensed upon return to the owner.
- 3.11 Any **unlicensed** animal which has not been redeemed after a period of 72 hours (3 days) from the time of impoundment and any **licensed** animal which has not been so redeemed after a period of 96 hours (4 days) from the time of impoundment may, if not reclaimed by its owner, be offered for sale, adoption or destroyed in a humane manner by the Animal Control Officer or a Veterinarian.
- 3.12 Any request for euthanasia of an animal shall be accompanied by the fees for this service, including the care and feeding of said animal in accordance with Schedule "A" attached hereto.

#### 4. LICENSES AND FEES:

- 4.1 Every dog or cat, which is owned, possessed or harboured within the boundaries of the Town shall be duly licensed pursuant to this Bylaw.
- 4.2 The owner of every dog or cat shall make application for a license and pay the fee set out in Schedule "A" of this bylaw **on or before the** second Monday of January in each year.
- 4.2.1 Any dog or cat that becomes licensable on the first day of July in each year shall be subject to a 50% reduction of the license fee. The only animal to which this provision applies are those animals that have come in to their owner's possession **on/or after the first day of July.**
- 4.3 Every person having paid the prescribed fee for a dog or cat license shall receive a license tag, which shall be fastened to a collar or harness worn on the animal for which the said fee was paid.
- 4.4 If a dog or cat is sold, the said license may be transferred to the new owner upon presentation of the current year's license tag.
- 4.5 If any person becomes the owner of any dog or cat after the 1<sup>st</sup> day of January in any year, such person shall make application for a license or transfer of a valid previously issued license from the municipality and pay the license fee set out in Schedule "A" of this bylaw immediately before or after the date of acquiring the said dog or cat.
- 4.6 No person shall keep, harbour or have in his possession or in his care, custody or control, a dog or cat within the municipality unless a dog or cat license has been issued.
- 4.7 A replacement tag may be obtained upon payment of the fee set out in Schedule "A".

- 4.8 Any dog or cat not wearing a collar or harness and license tag as provided by this bylaw may be impounded by the Animal Control Officer and placed in the Pound. In the case of cats an identifiable ear tattoo can be registered with the town, at the time of purchasing a license, in lieu of the animal having to wearing a collar.
- 4.9 No person purchasing or adopting a dog or cat from the Animal Control Officer shall remove the said animal from the pound until a license tag has been obtained pursuant to this bylaw.
- 4.10 The owner of any dog or cat shall be exempt from purchasing a Port McNeill dog or cat license provided that they are not a resident of Port McNeill and can so prove such non-residency, provided however, that should such animal be impounded, impoundment fees and care and feeding charges shall apply.
- 4.11 An application for a license for a neutered or spayed dog or cat shall be accompanied by proof of neutering or spaying from a licensed Veterinarian.

## 5. GENERAL

- 5.1 No person shall keep, possess or harbour more than 7 adult animals including 3 adult dogs within the Town.
- 5.2 No person shall permit any animal to run at large within the municipality.
- 5.3 All dogs within the boundaries of the Town shall be leashed when off the property of the place where it is kept.
- 5.4 No person shall keep within the City any dog which has killed or injured a person or domestic animal. (new addition)
- 5.5 No person who owns a dog or cat shall permit or cause the dog or cat to cry or bark in a manner that disturbs the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or of persons in the vicinity of the place where the dog or cat is kept.
- 5.6 An owner whose dog or cat defecates on another person's property or public property shall forthwith remove the defecated matter and deposit it in a suitable refuse container.
- 5.7 No person shall hinder, delay or obstruct the Animal Control Officer or any person or persons lawfully engaged in impounding any animal.
- 5.8 The owner of a dangerous animal shall, at all times while the animal is on premises owned or controlled by that owner, keep the animal securely confined either indoors or in an enclosed pen or other structure capable of preventing the entry of young children and adequately constructed to prevent the animal from escaping.
- 5.9 The owner of any female animal in heat shall keep her on a leash, unless she is confined within a building or kennel, until she is no longer in heat.

Town of Port McNeill  
Animal Control Bylaw No. 632, 2011

5.10 No person shall keep, harbour or have in his possession any animal suffering from an infectious or contagious disease, unless such animal is in isolation under treatment for the cure of the same.

5.11 Notwithstanding anything in this Section contained, it shall be lawful for the Medical Health Officer, Mayor, Judge or Senior Police Officer in the municipality to order any animal found to be suffering from any infectious, contagious, or incurable disease destroyed and the Animal Control Officer, on receiving such order, shall forthwith destroy the same without the owner thereof being entitled to any compensation therefore.

5.12 Every person who violates any of the provisions of this bylaw or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this bylaw, or who does any act which violates any of the provisions of this bylaw, shall be deemed to be guilty of an offence against the bylaw and upon summary conviction of an offence, shall be punishable in accordance with the Offence Act.

**6. REPEAL**

6.1 Animal Control Bylaw No. 595, 2008 is hereby repealed.

**7. TITLE**

This Bylaw shall be cited as the Town of Port McNeill "Animal Control Bylaw No. 632, 2011".

Read a first time the \_\_\_ day of \_\_\_\_\_, 2011.

Read a second time the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

Read a third time the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

Reconsidered, finally passed and adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Administrator

Certified to be a true and correct copy of Bylaw No. 632, 2011 as adopted.

\_\_\_\_\_  
Administrator

**Schedule "A"**  
**Bylaw No. 632, 2011**

<b>LICENSES:</b>	<b>FEE</b>
Annual fee for every non-neutered or unspayed dog or cat (any age)	30.00
Annual fee for every neutered/spayed dog or cat	15.00
Professionally trained Assistance Animal (an animal used by a physically/ mentally challenged person or the RCMP)	No charge
<b>FINES:</b>	
Dogs or cats at large (plus impoundment fee)	50.00
Failure to remove defecated matter	25.00
<b>IMPOUNDMENT:</b>	
First impoundment	25.00
Second impoundment	50.00
Third impoundment	75.00
Fourth and subsequent impoundment	100.00
The impoundment record of a dog or cat will be expunged after 3 consecutive years without any impoundment.	
<b>MISCELLANEOUS:</b>	
Care and feeding fee per day	15.00
Replacement dog or cat tags	10.00
Surrender fee for any animal (Includes veterinary euthanasia or adoption of animals dropped off at pound)	100.00
License Transfer fee	15.00