

PROVINCE OF QUEBEC
CITY OF POINTE-CLAIRE

BY-LAW NUMBER PC-2921

BY-LAW RESPECTING THE USE OF THE
CITY OF POINTE-CLAIRE DOG PARKS
OR DOG EXERCISES AREAS

In force on October 14, 2020

AT THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF POINTE-CLAIRE HELD AT THE CITY HALL, 451 SAINT-JEAN BOULEVARD, POINTE-CLAIRE, QUEBEC ON TUESDAY OCTOBER 6, 2020 AT 7:00 P.M.

PRESENT: Councillors C. Homan, T. Stainforth and K. Thorstad-Cullen, as well as Councillors P. Bissonnette, C. Cousineau, B. Cowan, E. Stork and D. Webb, chaired by His Worship Mayor John Belvedere forming a quorum of council.

AMONGST OTHER BUSINESS TRANSACTED AT SAID MEETING, WAS THE FOLLOWING:

BY-LAW NUMBER : PC-2921

Resolution number : 2020-431

PROPOSED BY COUNCILLOR STAINFORTH

SECONDED BY COUNCILLOR WEBB

AND RESOLVED:

WHEREAS a draft of this by-law has been presented and notice of motion given on August 18, 2020;

CONSEQUENTLY THE MUNICIPAL COUNCIL ENACTS AS FOLLOWS:

ARTICLE 1. DEFINITIONS

The term “dog park or dog exercise area”: means an area marked by signs affixed by the City indicating an area where it is possible for dogs to run freely without a leash, notwithstanding the provisions that may be found in another by-law.

The word “dog”, where it appears in this by-law, means any dog or pup, male or female.

The term “potentially dangerous dog” means any individual dog that has caused an injury by a bite to a person or a domestic animal, constituting a risk for public health or safety.

The word “custodian” where it appears in this by-law, means anyone who is the owner of a dog or gives it refuge, who feeds it, who accompanies it or who acts as its custodian or the representative of this custodian.

The word “City” where it appears in this by-law means the City of Pointe-Claire.

ARTICLE 2.

These dog parks or dog exercise areas shall be open to the public daily from 7:00 a.m. until 10:00 p.m. Any access to these dog parks or dog exercise areas shall be forbidden outside of these opening hours.

ARTICLE 3.

The custodian, when using a dog park or dog exercise area:

- a) Must constantly keep an eye on his dog;
- b) Must master his dog whenever it becomes necessary to do so in order to comply with the provisions of this by-law;
- c) Must close the barrier after coming in or out the dog park or dog exercise area;
- d) Must prevent his dog from digging holes or causing any other damages;
- e) Must immediately remove any defecation from his dog and place it within any of the garbage containers installed for this purpose.

ARTICLE 4.

In a dog park or dog exercise area, it shall be prohibited to:

- a) Throw cigarette butts or any other type of waste on the ground;
- b) Drink any alcoholic beverage;
- c) Play any game or sport with a ball or any other object than those used to safely play with a dog;
- d) Leave the dog park or dog exercise area without his dog;
- e) Drive a bicycle or any other vehicle;
- f) Bring more than two (2) dogs at the same time;
- g) Be less than 14 years old and bring a dog, without being accompanied by another person aged 18 years or older.

ARTICLE 5.

The custodian acting aggressively towards a person or any other dog must immediately put his dog on a leash and leave the dog park or dog exercise area with his dog.

ARTICLE 6.

Access to a dog park or dog exercise area shall be permitted only for dogs wearing a dog tag issued by the City.

ARTICLE 7.

Access to a dog park or dog exercise area shall be prohibited for:

- a) Any sick dog;
- b) Any dog not having been inoculated against rabies;
- c) Any dog behaving aggressively towards any person or any other dog;
- d) Any dog declared potentially dangerous;
- d) Any female dog in heat;
- e) Any puppy aged less than three (3) months old;
- f) Any stray dog;
- g) Any animal other than a dog.

ARTICLE 8.

The Inspection - Public Security agents of the City, as well as the members of the Montreal Police Department, shall be authorized to catch any stray dog found in a dog park or dog exercise area.

These persons shall be authorized to bring said dog to a pound and to have it kept for three (3) whole days during the course of which its owner may regain possession of his dog upon payment of the amount required for each day of detention of said dog.

Should the dog not be claimed within three (3) days of its impounding, said dog may be destroyed by euthanasia.

ARTICLE 9.

The City may enter into an agreement with any person or body to authorize such person or body to enforce the whole or part of the provisions of the present by-law.

ARTICLE 10.

Anyone contravening any provision of the present by-law, tolerating or permitting such a contravention, commits an infraction and is liable to the following fine:

- a) A minimum of one hundred dollars (\$100) and a maximum of four hundred dollars (\$400) plus costs, for a first offence, or;
- b) In the case of a subsequent infraction, a minimum of two hundred dollars (\$200) and a maximum of eight hundred dollars (\$800) plus costs.

ARTICLE 11.

The present by-law repeals and replaces By-law PC-2783.

ARTICLE 12.

This by-law shall come into force in accordance with the law.

John Belvedere, Mayor

Me Caroline Thibault, City Clerk