



Operational BY-LAW N^o 493

CONCERNING DOGS

1. Definitions:

"Dog":

denotes and includes any male dog, bitch and any canine animal;

"Dangerous dog":

Any dog that, according to the Municipal Council has:

- 1) Inflicted severe injury on a human being without provocation on public or private property;
- 2) killed a domestic animal without provocation while off the owner's property;
- 3) is owned or kept primarily or in part for the purpose of dog fighting, or is trained or bred for dog fighting.

"Severe injury":

The words severe injury shall mean any physical injury that results in broken bones, lacerations or injuries which require sutures and/or hospitalization, general anesthesia and surgery.

"Attack dog":

The words attack dog in the present By-Law shall mean any dog used or kept for combat.

"Custodian":

denotes any person who is the owner of a dog or who keeps it, or feeds it or accompanies it or who acts as its master or the representative of that person;

"Owner":

the proof that a person is registered as the owner of a dog in the books and registers of the Town of Hudson constitutes a presumption that he is the owner of the dog concerned for the purposes of the present By-Law.

"Dwelling":

whenever it is used in this by-law, means a building or part of a building in which one or more persons live together or which is used for a commercial, industrial or other purpose.

"Dogcatcher":

denotes the person appointed by the Council designated for the picking-up of stray dogs and the proper disposition of such under the present By-Law;



***BY-LAW No 493 – Dogs**

Adopted le 05/09/06 – Published on 05/09/14

Includes amendments by By-Laws no. 515, 565 and 580

"Designated person":

denotes the person or persons appointed by the Council designated for the enforcement of the present By-Law;

"Enclosure":

The word enclosure in the present By-Law shall mean an area surrounded by a wire-mesh galvanized fence or its equivalent made of openings not larger than 2" x 2" chain link (9 gauge) which will prevent children and people from putting their hand through and having a height of at least two (2) meters and finished at the top towards the interior in the shape of a "Y" and then surrounded of a fence sunk into the ground at least 30 centimeters and the ground of the enclosure must be made of chicken-wire fence; and then the enclosure must meet the setback and sideline requirements for an accessory building established in the Town's Zoning and Land Use By-Law and a superficial ground area of three (3) square meters and this for each animal.

License:

2. Mandatory:

No one will keep a dog within the Town of Hudson limits without having obtained a prior license issued in virtue of the present By-Law and without providing the dog with a metal tag showing the number of the said license issued for the current year by the Town of Hudson. The dog shall wear a collar or harness to which shall be attached the tag provided by the Town.

Inoculation:

No license shall be issued until proof of inoculation of the dog against rabies is presented. Upon expiry of said inoculation, the custodian shall have the dog re-inoculated immediately and shall notify the Town of the new rabies tag number and date of issue. Where the certificate of inoculation does not specify the date required for a booster shot, it shall be considered that the inoculation was effective for a 24-month period.

3. Identification information:

The license application shall set forth the name, surname, domicile and telephone number of the custodian, as well as information identifying the dog to be licensed: type or breed, size, color and sex. If available, the tattoo number and the Canadian Kennel Club registration number will also be specified.

4. License, expires:

All licenses issued under the present By-Law will expire on the 31st of December of each year, and cannot be transferred. The cost of each license will be determined by a resolution of Council each year. There will be no deductions or refunds on licenses because of death, or loss, or any disposition of any dog once the license has been issued.

5. License, destroyed:

Holders of licenses may obtain a new tag for lost or destroyed tags at no cost.

Prohibited:

6. The following constitute a nuisance under the present by-law and are prohibited:

6.1 Bitch:

It is forbidden to allow a bitch in heat in any public place and the said bitch should be kept confined for a period of a week or more if necessary. The word "confined" in this By-Law shall mean "to keep indoors at all times".

Amendment by by-law n° 515:

**Administrative codification : only the original By-Laws have a legal value*



***BY-LAW No 493 – Dogs**

Adopted le 05/09/06 – Published on 05/09/14

Includes amendments by By-Laws no. 515, 565 and 580

1. Article 6.2 is amended by adding a paragraph.

Amendment by by-law n° 565:

1. Article 6.2 is amended by adding a paragraph.

6.2 Roaming:

It is forbidden to any proprietor, keeper or custodian of a dog in the Town of Hudson to allow the dog to roam in the streets or public places, as well as private grounds, without the consent of the proprietor or occupants of such grounds.

The said proprietors, keepers or custodians must take the necessary measures to prevent their dog from roaming by keeping it on a leash at all times.

Dogs may be kept off-leash in the areas and with the conditions detailed at article 21.

Dogs, whether on-leash or off-leash, shall be prohibited, from May 1st to September 30th, on all trails located in the Whitlock West Residential Development.

6.3 Disturbing the peace:

The fact that a dog barks, howls, growls, disturbs the peace; threatens, annoys or inconveniences any person in the Town of Hudson.

6.4 Defecation:

The omission by a custodian to clean the defecation of his dog by whatever means necessary immediately any place, other than the owner's or custodian's property.

6.5 Damages caused by a dog:

The omission by a custodian to repair, in a reasonable delay, the damages caused to lawns, flower gardens or flower beds, bushes or other plants.

6.6 Other animals:

The fact that a dog chases, bites or kills farm or domestic animals.

6.7 Dog that wounds a person:

The fact that a dog bites or attempts to bite any person.

Dangerous:

7. If and when a designated person recognizes there is danger to the citizens, due to the presence within the Town of dogs suffering from rabies or in any other way dangerous, he shall give public notice to all custodians, owners or possessors of dogs to impound them or to muzzle them, so as to render them unable to bite and this for as long as the danger persists, in the opinion of the person designated by Council.
8. Any police officer or any person designated for this purpose by the Town may seize or keep, in any place designed by Council, any dog found wandering, judged dangerous, suffering from rabies, or not muzzled or impounded while the notice contemplated in article 7 is still in force.
9. In the case of a dog having bitten or attempted to bite a person or suffering from rabies:
 - 9.1 any police officer may enter upon any private property, but not inside a building, to seize the animal.
 - 9.2 the Municipal Council may, by resolution, order that this animal be destroyed; in such case, Article 10 does not apply but if the custodian of the dog may be identified, a written notice shall be sent



***BY-LAW No 493 – Dogs**

Adopted le 05/09/06 – Published on 05/09/14

Includes amendments by By-Laws no. 515, 565 and 580

to said individual at least forty-eight hours before the destruction of the animal to inform said individual of this fact.

10. Where a dog is seized and kept as provided in Article 9, the person operating the boarding kennel shall, as soon as possible, notify the custodian of any identifiable dog, as identified from the information provided under Article 3.

If any identifiable dog is not claimed by its custodian within seventy-two (72) hours of notification (not including Saturdays, Sundays and legal holidays), said dog shall be forthwith humanely put to death.

If any unidentifiable dog is not claimed within seventy-two (72) hours of seizure (not including Saturdays, Sundays and legal holidays) said dog shall be forthwith humanely put to death.

Any custodian claiming his dog must first pay the applicable daily boarding fee, and, if the dog is unlicensed, the license fee provided for in Article 2.

Rabies:

11. If a dog is suspected of suffering from rabies, he shall be kept for as long as necessary to carry out the proper examination. If he is found to have this disease, he shall be forthwith humanely put to death.

Muzzling:

12. The Council may at any time by resolution, order the muzzling, detention or isolation of any dog for a period that they will determine and if the custodian of any dog does not conform to this ordinance, he will be considered as having committed an offense under the present By-Law;

Attack dog:

13. **Attack dogs:**
Attack dogs must be kept continuously in an enclosure.

14. **Attack dog, destruction:**
If an attack dog commits an act prohibited under the present By-Law and if a complaint has been made subsequently against the custodian or a person responsible for the same animal, the Court, by conviction of the custodian, or the person in charge, can order at the same time the destruction of the animal after it has been quarantined for fourteen (14) days (for prevention of rabies).

It will then be the duty of the dogcatcher to have the animal humanely destroyed.

15. **Attack dog, quarantined:**
If an attack dog dies during the quarantined period described in Article 14, it will be the responsibility of the pound keeper to preserve the cadaver of the animal and to submit an immediate report to the local veterinarian of the Federal Department of Agriculture.



Pound:

16. Pound, dog placed in the:

If a dog is found roaming in any public place of the Town, or found committing an act in contravention to the present, other than articles 7 to 11 inclusively, or any subsequent By-Law of the Town of Hudson, it will be the duty of the dogcatcher, or the duty of any person appointed by Council for this purpose, to have the dog placed in the Town pound.

Pound, claiming a dog at the:

When a dog has been taken and confined in accordance with article 16, the dogcatcher will advise the custodian by telephone and/or registered letter, if the name and address of the custodian are known, and will dispose of the dog if the dog has not been claimed within eight (8) days of notification.

The custodian of the dog will pay all costs incurred by the Town of Hudson in the course of catching, transporting and keeping the dog before said dog may be retrieved.

If the fee for the license under the present By-Law has not been paid, the custodian must procure one at the Town Hall before taking possession of his dog.

17. Pound, dog wounded or sick:

Any veterinarian may order the destruction of any wounded or sick dog that has been placed in the pound, before the eight (8) day waiting period, if he judges the dog presents a danger of contamination, or its destruction would prove a humane action.

Penalty:

18. Penalty, general:

Any person infringing one or some clauses, **except clauses 6.6, and 6.7.** of this By-law shall be liable to a fine with or without costs, which fine shall be:

- | | |
|-------------------------------------|--|
| 18.1 For the first offense: | Fifty (50,00\$) dollars |
| 18.2 For the second offense: | One hundred and fifty (150,00\$) dollars |
| 18.3 For the third offense: | Three hundred (300,00\$) dollars |

The delay for payment of said fine with or without costs as the case may be, to be fixed by the Municipal Court having jurisdiction in the Town of Hudson, at its discretion, and if the infringement continues the offender shall be liable to the penalty above mentioned for each day during which the infringement is continued.



***BY-LAW No 493 – Dogs**

Adopted le 05/09/06 – Published on 05/09/14

Includes amendments by By-Laws no. 515, 565 and 580

18.4 Guilty of an offense:

If a person is found guilty of one or many offenses under articles of the present By-Law and if a subsequent complaint is made under the same articles against the custodian, or the person responsible for the same animal, the Court, by conviction against the said custodian or owner, can order, at the same time, the destruction of the animal and it will then be the responsibility of the dogcatcher to have it destroyed.

18.5 Repeat offense within 3 months:

The owner, keeper or custodian of dogs which constitute a nuisance, after having been found guilty or having paid the fine, must get rid of its dog if the infraction is repeated within a delay of three months.

19. Penalty, articles 6.6 and 6.7:

Any person infringing article 6.6. and/or 6.7. of this By-Law shall be liable to a fine with or without costs, which fine shall be:

19.1 For the first offense: Three hundred (300,00\$) dollars for the first offense and must provide a proof of public liability insurance of at least 50,000\$ which must remain permanently with the Town records.

19.2 For the second offense: Three hundred (300,00\$) for the second offense which occurred more than 12 months after the first offense.

The animal will be destroyed if the second offense occurs within a delay of 12 months from the first offense.

The delay for payment of said fine with or without costs as the case may be, to be fixed by the Municipal Court having jurisdiction in the Town of Hudson, at its discretion, and if the infringement continues the offender shall be liable to the penalty above mentioned for each day during which the infringement is continued.

20. By-Law No 222 is hereby repealed.

Amendment by by-law n° 515:

2 Article 21 is added.

21. Off-Leash conditions:

21.1 The present by-law applies, in its entirety, to the owners or custodians prevailing themselves of the present section.

21.2 Only to the owners or custodians **residing** in the Town of Hudson may avail themselves of the present section.

21.3 No dog may be in the designated area without an **adult attending** to it at all times

21.4 The owner or custodian may bring **only two** dogs at the same time in the designated areas.

21.5 The dogs must be kept **leashed until** the off-leash areas have been entered.

21.6 The owner or custodian is responsible for their dog's behavior. Owners or custodians **maintain voice control** of their dogs at all times.

21.7 In these areas, dogs are not permitted to **disturb or chase** people or wildlife.



***BY-LAW No 493 – Dogs**

Adopted le 05/09/06 – Published on 05/09/14

Includes amendments by By-Laws no. 515, 565 and 580

21.8 Bitches in heat and sick dogs are prohibited in the designated areas.

21.9 Aggressive dogs must be kept out of the areas. Should a dog act aggressively towards people, other dogs or wildlife, it must immediately be leashed and removed from the site.

21.10 The owner or custodian must clean the **defecation** of his dog

21 Off-Leash areas:

21.11 The western portion of 725 Main, adjacent to the parking area, designated with a sign “Dog Park”. The area may be used from dawn to dusk.

21.12 The Gary Cirko Trail from 7:00 a.m. to 10:00 a.m.

21 Off-Leash project:

21.13 The present “Off-leash” section may commence only when all the signs have been erected at all the access areas.

21.14 The Council may terminate this project, and cancel the present section, without prior notice.

22 Off-Leash conditions:

22.1 The present by-law applies, in its entirety, to the owners or custodians prevailing themselves of the present section.

22.2 Only to the owners or custodians **residing** in the Town of Hudson may avail themselves of the present section.

22.3 No dog may be in the designated area without an **adult attending** to it at all times

22.4 The owner or custodian may bring **only two** dogs at the same time in the designated areas.

22.5 The dogs must be kept **leashed until** the off-leash areas have been entered.

22.6 The owner or custodian is responsible for their dog’s behavior. Owners or custodians **maintain voice control** of their dogs at all times.

22.7 In these areas, dogs are not permitted to **disturb or chase** people or wildlife.

22.8 Bitches in heat and sick dogs are prohibited in the designated areas.

22.9 Aggressive dogs must be kept out of the areas. Should a dog act aggressively towards people, other dogs or wildlife, it must immediately be leashed and removed from the site.

22.10 The owner or custodian must clean the **defecation** of his dog

Off-leash areas:

22.11 Dwyer Park trail from Cote St. Charles to Wellesley, from 6:00 a.m. to 8:00 a.m. as off leash times.



***BY-LAW No 493 – Dogs**

Adopted le 05/09/06 – Published on 05/09/14

Includes amendments by By-Laws no. 515, 565 and 580

Off-leash project:

- 22.12** The present “Off-leash” section may commence only when all the signs have been erected at all the access areas.
- 22.13** The Council may terminate this project, and cancel the present section, without prior notice.

Operational