

**CANADA  
PROVINCE OF QUÉBEC  
REGIONAL COUNTY OFFICE  
OF ARGENTEUIL  
TOWNSHIP OF WENTWORTH**

**BY-LAW NUMBER 2021-003**

**BY-LAW FOR THE DOG PARK OF THE MUNICIPALITY  
OF THE TOWNSHIP OF WENTWORTH**

**WHEREAS** the competencies conferred to the Municipality under Articles 59 and 62 of the Municipal Powers Act;

**WHEREAS** the Municipality of the Township of Wentworth has built a dog park at the Lake Grace park;

**WHEREAS** the Municipality wishes to regulate the use of the dog park to ensure the safety and security on the premises;

**WHEREAS** a Notice of Motion and presentation of the Draft By-Law was given at the Council meeting held on June 7<sup>th</sup>, 2021 by Councillor David Smith;

**THEREFORE** it is proposed by Councillor \_\_\_\_\_ and decreed that the Council of the Municipality of the Township of Wentworth orders and rules by this By-Law as follows, namely:

**ARTICLE 1 DEFINITIONS**

The term "dog park" means the fenced area within which a dog owner or guardian does not have to leash the dog and whose location is approved by the Municipal Council.

The term "guardian" means a person who owns, who has custody of a pet or gives shelter, feeds or maintains a domestic animal, including the father, mother, guardian or sponsor who resides with a minor who has custody of a pet or gives shelter, feeds or maintains a domestic animal.

**ARTICLE 2 DOG PARK**

Only dogs are allowed inside the dog park. No other pets are allowed inside the dog park.

**ARTICLE 3 USE OF THE DOG PARK**

The facilities are made available to the population for recreational purposes. Canine trainers cannot use a dog park to conduct their business.

#### **ARTICLE 4 NO ENTRY**

The presence of children under the age of 12 is prohibited in the enclosure of a dog park.

#### **ARTICLE 5 COLLAR AND LEASH**

All dogs must wear a leash until inside the dog park and its guardian is assured that the gate of the enclosure is closed. Once in the park, the guardian can remove the dog's leash. The leash used to control the dog should be a chain or a leather or flat braided nylon leash and should not exceed one meter eighty-five (1.85 m), including the handle.

In addition, the dog must wear a leather or flat braided nylon collar. Collars with spikes and choke collars are forbidden.

#### **ARTICLE 6 DOG TAGS**

Only dogs respecting the following conditions are permitted in the dog park:

- a) Dogs must wear, at all times, a tag issued by the Municipality of the Township of Wentworth if the owner or the dog's guardian is a resident of the Municipality;
- b) If a dog usually lives outside the territory of the Municipality, it must wear a valid tag issued by the municipality where the dog normally lives;
- c) If a dog usually lives outside the Province of Quebec, it must wear an identification tag with the owner's or guardian's contact details;

#### **ARTICLE 7 PROHIBITED DOGS**

Access to the dog park is prohibited to any aggressive dog, one showing symptoms of disease or in the case of a female, if she is in heat.

#### **ARTICLE 8 LIABILITY**

The Municipality of the Township of Wentworth is not responsible for any accident or event whatsoever. Any guardian of a dog that uses the dog park is responsible for the behavior of his dog, and for damage and injury that it may cause to a person or another animal. The use of the dog park is at the user's risk.

#### **ARTICLE 9 ETHICS OF USE**

Any user of the dog park should behave in a good citizen manner and be polite and respectful of others and public property.

## **ARTICLE 10            TERMS OF USE**

Any guardian of a dog using the dog park must:

- a) Remain on the premises during the dog's stay;
- b) Make sure to maintain the premises clean and dispose of waste or other debris in the areas provided for this purpose;
- c) Remove the feces produced by the dog immediately by using a bag and dispose of it in a hygienic manner;
- d) Ensure that your pet does not cause damage by digging holes. In the event that the animal adopts such behavior, the guardian must repair the damage by filling in the holes;
- e) Ensure that your pet does not cause a nuisance by not allowing the dog to bark or howl so as to disturb the tranquility of the park;
- f) Respect the schedule of the dog park from 8:00 am to 9:00 pm;
- g) Respect all signs and written rules posted on the premises;

## **ARTICLE 11            FOOD**

It is forbidden to bring food into the dog park, whether for human or animal consumption.

## **ARTICLE 12            REFUSAL TO LEAVE**

It is forbidden for any person to refuse to leave the dog park when summoned by a person who has the responsibility to supervise it, by a patrol or by a police officer in the line of duty.

## **ARTICLE 13            APPLICATION OF THE BY-LAW**

Are responsible for the implementation of this By-Law, a peace officer, a controller, a representative of the *Sûreté du Québec*, a Municipal Inspector or any other person authorized by the Municipal Council.

## **ARTICLE 14            BY-LAW VIOLATION**

Commits a violation, any person who contravenes any of the provisions of this By-Law.

The Municipality may, for the purpose of enforcing the provisions of this By-Law, exercise cumulatively or alternatively, with those provided in this By-Law, all the appropriate use of civil or criminal recourse.

## **ARTICLE 15            SANCTIONS**

Anyone who violates any of the provisions of this By-Law shall be liable, without prejudice to any other recourse that may be exercised against them, a \$300 minimum fine and a maximum of \$1,000.

If the infraction continues, the offender is liable to the fine laid down above for each day during which the offense continues.

In case of subsequent violations, any offense is liable to a fine of \$2,000.

The Municipal Council generally authorizes any person responsible for the application of this By-Law to undertake criminal proceedings against any person contravening its provisions, and accordingly authorizes these individuals to give out fines for these purposes.

#### **ARTICLE 16 APPLICATION IN CIVIL LAW**

Notwithstanding the appeal in criminal proceedings, the Municipality may exercise before the courts all civil law recourses necessary to enforce the provisions of this By-Law, when the Municipal Council deems appropriate or may exercise any recourse cumulatively.

#### **ARTICLE 17 CRIMINAL ACTIONS**

Criminal proceedings are instituted for and on behalf of the Municipality by the persons designated for this purpose in a By-Law or Municipal Council resolution.

#### **ARTICLE 18 LANGUAGE**

In case of differences between the French and English versions, the French version prevails.

#### **ARTICLE 19 COMING INTO EFFECT**

The present By-Law will come into effect in accordance with the Law.

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**Jason Morrison**  
Mayor

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**Natalie Black**  
General Manager, Secretary-Treasurer

Notice of motion:  
Deposit draft By-Law:  
Adoption of By-Law:  
Public notice:

June 7<sup>th</sup>, 2021  
June 7<sup>th</sup>, 2021