

CITY OF MISSION

BYLAW 6198-2023

A bylaw to regulate kennels
within the City of Mission

The Council, of the City of Mission, in open meeting assembled, ENACTS AS FOLLOWS:

1. This Bylaw may be cited as "City of Mission Kennel Bylaw 6198-2023".

2. In this Bylaw

"boarding" means to feed, house, and care for a dog for a fee;

"breeding" means the process of mating dogs to produce, by deliberate selection, offspring for the purpose of sale or remuneration;

"Code of Practice" means A Code of Practice for Canadian Kennel Operations published by Canadian Veterinary Medical Association, 2018 as amended or updated from time to time;

"dog" means an animal of the canine species, over the age of four months;

"hobby kennel" means a facility or property where between four (4) and eight (8) dogs, all of which are owned by the licenced kennel operator, are kept for breeding or show or training purposes;

"kennel" means a facility or property where four or more dogs are kept for show or training purposes, boarded, or bred for remuneration or for the purposes of sale, provided the number of dogs does not exceed fifty (50) dogs per lot;

"Licence Inspector" means the Manager of Bylaws and Licensing for the City of Mission and any person appointed from time to time by the Licence Inspector or persons employed by the City as Licence Inspector;

"other durable material" means Construction of impervious materials, such as sealed concrete or other materials, which provides a smooth surface that is easy to clean and sanitize.

"zone" means a zone pursuant to the provisions of the City of Mission Zoning Bylaw 5949-2020 as amended from time to time.

GENERAL REGULATIONS:

3. Every person who operates a kennel or a hobby kennel shall:

a) obtain an annual Business Licence and pay an annual Business Licence fee as required under the City's Business Licence Bylaw 3964-2007 as amended or updated from time to time;

b) locate the kennel or hobby kennel in a zone permitting such use pursuant to the City's Zoning Bylaw 5949-2020;

c) at all times comply with the Code of Practice requirements and recommended practices;

d) operate the kennel or a hobby kennel in a manner which does not create a nuisance

to anyone occupying property in the vicinity; and

- e) disclose as to whether the applicant, owner or employees have been the subject of an order or seizure under animal cruelty legislation in the past.

GENERAL PROVISIONS:

- 4. Any kennel or hobby kennel business licence can have the following terms and conditions imposed on the business licence by the Licence Inspector.
 - a) Regular inspections of the buildings, facilities and outside exercise areas for kennel or hobby kennel use;
 - b) Documentation of veterinary care for all dogs under kennel or hobby kennel care to be provided to the Licence Inspector when requested of the kennel or hobby kennel operator(s); and
 - c) Registration of all dogs under kennel or hobby kennel care to be provided to the Licence Inspector when requested of the kennel or hobby kennel operator(s).
- 5. If there are any inconsistencies between this Bylaw and the Code of Practice, the Bylaw will prevail.

TYPES OF KENNEL BUSINESS LICENCE

- 6. For the purposes of this Bylaw, there shall be the following types of kennel business licences:
 - a) kennel;
 - b) Hobby kennel.

KENNEL

- 7. A kennel shall be permitted on a parcel of land which allows for general agricultural use provided that the lot size is a minimum of 1.6 ha (4.0 ac);
- 8. All persons operating a kennel shall maintain a registry of all dogs boarded. Where a dog over the apparent age of four (4) months is accepted for Boarding and the owner is a resident of Mission, a notation shall be made in the Registry of the licence number of the dog. Dogs over the apparent age of four (4) months should be licenced for being accepted for boarding.
- 9. Every kennel shall consist of a fully enclosed building, facilities and outdoor exercise area constructed, installed and maintained in accordance with the following provisions:
 - a) Buildings , facilities and outside exercise areas for kennel use shall be sited not less than 15 metres (49.21 feet) from property lines.
 - b) For each dog kept, there shall be an interior dog run of not less than 1.48 square metres (15.93 square feet) in area, having no linear dimension less than 1.2 metres (3.94 feet).
 - c) Notwithstanding (b), up to two dogs may be kept within an interior dog run provided the run is not less than 2.2 square metres (23.68 square feet) in area, having no linear dimension less than 1.2 metres (3.94 feet)

- d) Buildings for kennel use must allow natural light and ventilation to be introduced into the interior of the indoor kennel area by windows, skylights or a combination thereof the total area of which shall be equal to not less than 20 percent of the total interior floor area.
- e) Each interior dog run shall be provided with direct access through an opening to an outdoor dog run of not less than 3.72 square metres (40 square feet) in area, having no linear dimension less than 1.2 metres (3.94 feet).
- f) Each outdoor dog run shall serve not more than one interior dog run.
- g) Dog runs shall be separated from one another by solid concrete, concrete block walls or other durable material to a height of not less than 1.2 metres (3.94 feet) above the floor. From the top of those walls to a height of not less than 2.1 metres (6.89 feet), measured from the floor, the runs shall be separated by galvanized wire fencing of not less than 9 gauge thickness.
- h) A service corridor of not less than 1.2 metres (3.94 feet) in width shall be provided adjacent to interior dog runs.
- i) The floors within the dog runs and service corridors shall be constructed of concrete or other durable and water resistant material, and be sloped to a drain or gutter.
- j) Access gates to dog runs shall be constructed of galvanized wire fencing of not less than 9 gauge thickness.
- k) All walls enclosing the interior dog run area of the building shall be constructed of concrete, concrete block or other durable material and sealed with a suitable product that will repel water.
- l) The ceiling within the interior dog run area shall:
 - i) be not less than 2.4 metres (7 feet 10 inches) in height;
 - ii) be finished with a painted panel product; and
 - iii) be insulated with a fibreglass insulation to a depth of not less than 200 millimetres (8 inches).
- m) The interior dog run areas shall be equipped with a heating system capable of maintaining an indoor air temperature of not less than 18 degrees Celsius (64 degrees).
- n) The interior dog run areas shall be equipped with a ventilation system capable of providing interior air changes with exterior air of not less than 10 changes per hour. The system may be a combination of a mechanical and natural system.
- o) An electrical system shall be installed that is adequate to provide the power needed to facilitate lighting, heating, ventilation and other services necessary to facilitate the operation of the facility.
- p) A potable water supply system shall be provided within the service corridor adjacent to the interior dog runs and near the exterior dog runs. The system shall be adequate enough to wash down the runs.

HOBBY KENNEL

10. A Hobby kennel shall be permitted on a parcel of land which allows for general or small-scale agricultural use provided that the lot size is a minimum of 0.36 ha (0.88 acres).
11. Every Hobby kennel shall consist of a fully enclosed building, facilities and an outdoor exercise area constructed, installed, and maintained in accordance with the following provisions:
 - a) Buildings for a hobby kennel use shall be sited not less than 9 metres (29.52 feet) from property lines.
 - b) The building shall be of a size to provide sufficient space so that all the dogs kept can stand and lie in comfort.
 - c) Natural light and ventilation shall be introduced to the interior of the building by windows, skylights or a combination thereof.
 - d) There shall be an exterior dog run area of not less than 3.72 square metres (40 square feet) for each dog kept.
 - e) The building and exterior dog run area shall be constructed to prevent the escape of any dog being kept.

12. ANIMAL WASTE

- a) It is the responsibility of every owner or operator of a kennel or hobby kennel to dispose of dog excrement in accordance with the provisions of the BC Environmental Management Act.
- b) In addition to and without limiting Section 12(a) above:
 - i) The dog excrement must be collected at an interval of not less than once daily, placed and stored in a solid rigid container lined with plastic material to adequately contain the excrement. While being stored the container shall have a lid on it and not be located closer than 9 metres (29.52 feet) to a neighbouring property line.
 - ii) The dog excrement must be taken for disposal at least once a week to a landfill or other facility authorized to take such waste. If required by the facility, the owner or operator of the kennel or hobby kennel shall disclose to the operator of the disposal facility as to the nature of the material to be disposed of prior to its disposal.

13. ANIMAL CARE

Every owner or operator of a kennel or hobby kennel shall:

- a) feed each dog not less than once daily with food of a quantity and nutritional value to maintain each dog's health;
- b) provide each dog with clean drinking water at all times;
- c) keep the premises clean and free of disease, dog excrement and soiled food;
- d) ensure that sick or injured dogs receive adequate treatment by a veterinarian, within a reasonable time;
- e) provide each dog with clean bedding material and an area maintained at a

temperature warm and dry enough so that no dog will at any time be in discomfort due to chill or dampness;

- f) not permit any dog to cry, bark, yelp or howl in a manner that disturbs or tends to disturb, the quiet peace, rest or enjoyment, comfort or convenience of the neighbourhood, or of persons in the vicinity.
- g) keep dogs inside a secure and fully enclosed building between the hours of 8 p.m. and 7 a.m.

14. INSPECTIONS

- a) The Animal Control Officer, the Bylaw Enforcement Officer or any Building Inspector of the City of Mission are hereby authorized to enter, at all reasonable times, upon real property, to ascertain whether the provisions of this bylaw and the Code of Practice are being complied with.
- b) No person shall prevent or obstruct, or attempt to prevent or obstruct, the authorized entry of such persons acting pursuant to subsection 14 (a) above.

15. PENALTIES

- a) Any person who violates any of the provisions of this Bylaw, or who suffers or permits any act or thing to be done in contravention of any provision of this Bylaw, or who neglects to do or refrains from doing anything required to be done by any provision of this Bylaw is guilty of an offence, and, each day that a violation is caused or allowed to continue shall constitute a separate offence.
- b) Every person who commits an offence under this Bylaw shall be liable on summary conviction to the penalty prescribed in the Offence Act.

16. SEVERABILITY

Each section of this Bylaw shall be severable. If any provision of this Bylaw is held to be illegal or invalid by a court of competent jurisdiction, the provision may be severed and the illegality or invalidity shall not affect the validity of the remainder of this Bylaw.

- 17. "Kennel Regulation Bylaw No. 2788-1994" and all amendments thereto is hereby repealed.

READ A FIRST TIME this ____ day of _____, 2023

READ A SECOND TIME this ____ day of _____, 2023

READ A THIRD TIME this ____ day of _____, 2023

ADOPTED this ____ day of _____, 2023

PAUL HORN
MAYOR

JENNIFER RUSSELL
CORPORATE OFFICER