

**BY-LAW NO. 2
OF 1905**



**To restrain the running at large of certain animals,
and to provide for impounding the same; to fix the
fees of Poundkeepers: to establish the height of
fences, and to fix the fees of Fenceviewers.**



**Township of
WESTMEATH**

By-law No. 2 of 1905

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THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WESTMEATH hereby enacts as follows:—

1. That on and after the date of the passing of this By-law it shall not be lawful for any Horse, Bull, Ox, Cow, Sheep, Goat, Pig or other Cattle, Geese, or other Poultry, to run at large within the limits of the Township of Westmeath in the County of Renfrew.

2. That any such animal found running at large shall be liable to be impounded in one of the public pounds of the said Township, and being so impounded the owner or owners of such animals shall pay the fines and penalties following:—For each entire horse over one year old, \$4.00; for each and every other horse, mare, gelding or filly, 50 cents. For each bull over one year old, \$1.00; for each ox, cow or calf, 50 cents. For each ram, \$1.00; for every other sheep, 10 cents; for each boar, 50c; for every other pig, 25 cents; and for each goose or other poultry, the sum of 5 cents.

3. That the fines and penalties aforesaid shall be in addition to the cost of feeding said animals respectively whilst in pound, and also in addition to the damages which may have been done by such animal or animals and awarded against the owner or owners thereof; and it shall be the duty of the Poundkeeper in whose pound the same may be impounded, to demand and receive from the owner or owners of such animal or animals so running at large, the fine or fines and penalties hereinbefore mentioned, and when collected to pay the same to the Treasurer of the said Township

who is hereby authorized and required to receive the same, to give his receipt therefor and to account for the same as part of the general funds of the said Township.

4. That Poundkeepers within the said Township be and vices as such Poundkeepers to take and receive for their services that is to say:—For taking a horse, mare, gelding or filly into pound, 50 cents, feeding the same for 24 hours, each 35 cents; for taking a bull, ox, cow or calf into pound, 25 cents, feeding the same for 24 hours, each 30 cents; for taking a bull, steer, or heifer under two years old into pound, 20 cents, feeding the same for 24 hours, each 15 cents; for taking a pig over six months old into pound, 30 cents, feeding the same for 24 hours, 20 cents; for taking a pig under 6 months old into pound, 15 cents, feeding the same for 24 hours, 10 cents; for taking a goat into pound, 25 cents, feeding the same for 24 hours, 13 cents; for taking a sheep into pound, 5 cents, feeding the same for 24 hours, 6 cents; for taking a goose or other poultry into pound, 5 cents, feeding the same for 24 hours, each 3 cents.

5. That the owner or custodian of any such animal so found running at large within the limits aforesaid (if such animal has not been impounded) may be proceeded against before a Justice of the Peace in and for the County of Renfrew, and upon conviction may be fined not less than 50 cents nor more than \$10.00 exclusive of costs for each offence, and in default of payment, distress, and in case of non-payment of such fine and costs and there being no distress found, out of which such fine and costs can be levied, to be imprisoned in the Common Gaol at Pembroke not exceeding 10 days, unless such fine, penalty and costs, including the costs of the committal and conveyance of the offender to the Common Gaol, are sooner paid.

6. That, when not otherwise provided, every pecuniary penalty recovered before any Justice of the Peace under this By-law shall be paid and distributed in the following manner:—One moiety to the said Township, and the other moiety

with full costs, to the person who informed and prosecuted for the same, unless the information and prosecution was laid by an officer of the said Municipality, in which case the whole of the fine shall belong to the Municipality.

7. That the several provisions of "An Act respecting Pounds," being Chapter 272 of the Revised Statutes of Ontario, 1897, not varied, or other provisions made in lieu thereof, by this By-law, shall still be law in the several matters not specifically covered by this By-law.

8. That the several Poundkeepers in the said Township are hereby required to keep a book in which they shall enter the date of the receiving of any animal or animals impounded with them, a description of each such animal, the name of the owner or owners, the amount of the fine or fines and damages, and his lawful fees and charges; and it shall be the duty of the said Poundkeepers, on or before the last day of December in each and every year, to return and submit in writing to the Council of the said Township, of all fines which may have been received by them respectively during the year, which said statement shall be sworn to before the Reeve or a Justice of the Peace, and in default of so doing shall be liable to a penalty of not less than One nor more than Four Dollars, to be recovered in like manner as other fines are recoverable under this By-law.

9. That a lawful fence within the limits of the said Township shall be not less than four and one-half feet in height, and that the rails, boards, slabs, wire or logs, composing the same shall not be more than nine inches apart.

10. That Fence-Viewers of the said Township be, and they are hereby authorized to take and receive for their services as fence-viewers the following fees and no more, that is to say:—At the rate of One Dollar per day and mileage, and if less than one day employed, Fifty cents and mileage.

11. That By-law No. 6 of 1867 and all other By-laws inconsistent with this By-law are hereby repealed.

12. This By-law shall come into force on the date of the final passing thereof.

Passed this 9th day of January, A.D., 1905.

JOHN BROWN,
Clerk.

ANDREW POUPORE,
Reeve.