

VILLE DE MONTRÉAL
BY-LAW
07-024

BY-LAW AMENDING THE BY-LAW CONCERNING HORSEDRAWN VEHICLES (R.B.C.M., CHAPTER V-1)

In view of section 68 of schedule C to the Charter of the City of Montréal (R.S.Q., chapter C-11.4);

At the city council meeting of June 18, 2007, it was enacted:

1. Subparagraph (c) of paragraph 3 of article 3 of the By-law concerning horsedrawn vehicles (R.B.C.M., chapter V-1) is amended by deleting the words “and mudguards”.

2. Article 3 of that by-law is amended by:

(1) adding the following paragraph after paragraph 5:

“(5.1) every operator must, by August 1 of every year, present a certificate signed by a veterinarian, to the effect that the horse is free from any disease or sores, and that it is fit to pull a horsedrawn vehicle, in accordance with an examination conducted within the 2 previous weeks;”;

(2) replacing, in the second paragraph, the words “an identification marker” by the words “no more than 2 vehicle identification stickers”.

3. Article 4 of that by-law is replaced by the following article:

“4. Every operator must:

(1) affix, whenever driving on a thoroughfare, the numbered plate to the rear of the vehicle, to be clearly visible;

(2) affix a sticker to the right side of the vehicle or to each of the 2 vehicles associated with his permit, to be clearly visible;

No person may alter, damage or remove a sticker.”.

4. Article 8 of that by-law is replaced by the following:

“8. Any operator or driver of a horsedrawn vehicle who commits 2 offences under this by-law and is found guilty has his permit revoked.”.

5. Paragraph 6 of article 9 of that by-law is replaced by the following:

“(6) refrain from driving his vehicle after having consumed alcohol or drugs.”.

6. The second paragraph of article 13 of that by-law is replaced by the following:

“An owner operator may not leave a horse hitched to a vehicle between 9 a.m. and 6 p.m. when the outside air temperature, as determined by Environment Canada at the Dorval Weather Office, reaches or exceeds 30°C.”.

7. Article 22 of that by-law is amended by adding the following paragraph after paragraph 11:

“(12) require the driver of a horsedrawn vehicle to record every day the time during which a horse is hitched, by means of an instrument for that purpose, and to provide that information on request to a city representative.”.

8. That by-law is amended by adding the following chapter after article 22:

**“CHAPTER IV.1
STABLES**

22.1. An owner operator who lodges a horse in a stable must do so in an establishment that holds a valid permit for that purpose.

22.2. A stable is a closed or a semi-open building where horses or other equines are kept. If it is a semi-open building, it requires a roof to protect animals against adverse weather conditions and the sun. In the summer, the sides may be open.

No horse may be lodged elsewhere than in the main building. Lodging in trailers is prohibited.

The stable must be provided with the necessary equipment to ensure the comfort and welfare of animals, and the proper management of husbandry effluents, as well as being provided with adequate lighting. The stable must also be set up to be safe and not contain any objects that may wound a horse. The materials must be solid and sound.

A box stall must be at least 3 m by 3 m. A standing stall for a horse weighing between 362.88 kg and 544.32 kg (800 lb and 1200 lb) must be at least 1.6 m by 3 m. A standing stall for a horse weighing more than 544.32 kg (1200 lb) must be at least 1.82 m by 3 m. The dimensions must allow horses to lie down, get up and stand up on their 4 legs.

The floor must be made of concrete and be watertight. One of the following elements must also be included:

- (1) bedding consisting of wood shavings or straw 6 cm to 8 cm thick, placed on a rubber rug;
- (2) bedding at least 12 cm thick, placed directly on the concrete base.

The box stalls must be maintained every day. The manure must be scooped up and disposed of in a watertight droppings container fitted with a lid, which must be emptied when full, or every week. No droppings may be left to accumulate elsewhere on the site. The bedding (shavings or straw) must be kept clean every day, and may not contain an accumulation of urine and manure.

Where the temperature inside the building exceeds 30° C., adequate ventilation must be maintained. In winter, a humidity level between 30% and 55%, and a temperature between 0°C and 5°C, must be maintained.

A closed stable must be ventilated. The ventilation must be through the roof. Odors must be controlled, and not be perceptible beyond the property limits.

Clean and fresh water must be provided at all times by an automatic drinking system that allows horses to drink at will. Troughs must be regularly washed to keep them clean. The drinking system must be regularly maintained to prevent or control water leakage. In winter, the water of the drinking system may not be allowed to freeze.

If there is a holding tank on the site, it must be emptied at least once a year, and proof must be submitted to the borough.

22.3. A space must be provided to prepare a horse for work (harnessing, shoeing) or to conduct a veterinary examination.

The space must be sanitary, and be kept free of urine or droppings and any objects.

22.4. The site must be surrounded by a fence at least 1.2 m high.

22.5. Vermin must be controlled by mechanical means, either by the use of standard traps or by humanitarian cage traps.

Food for horses other than hay must be stored in sealed containers on the site.

9. This by-law is amended by adding the following article after article 23:

“**23.1.** Every owner of a stable that is not in accordance with chapter IV.1 is guilty of an offence and is liable:

(1) for a first offence, to a fine of \$1000 to \$2000;

(2) for a subsequent offence, to a fine of \$2000 to \$4000.”.

The public notice relating to this by-law was posted at city hall and published in *The Gazette* on June 22, 2007.