

TOWN OF DIDSBURY  
Responsible Pet Ownership  
Bylaw No. 2022-17

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**BEING A BYLAW OF THE TOWN OF DIDSBURY RESPECTING THE REGULATION, LICENSING AND CONTROL OF ANIMALS IN THE TOWN OF DIDSBURY.**

WHEREAS the *Municipal Government Act* R.S.A. 2000 c. M-26 empowers a Council to pass bylaws:

- respecting nuisances;
- respecting wild and domestic animals and activities in relation to them;
- regulating or prohibiting activities; and
- providing for a system of licences, permits or approvals.<sup>6</sup>

**NOW, THEREFORE, THE COUNCIL OF THE TOWN OF DIDSBURY ENACTS AS FOLLOWS:**

1. This Bylaw may be cited as the “Responsible Pet Ownership Bylaw”.

**PART 1 – DEFINITIONS AND INTERPRETATION**

2. In this Bylaw, unless context otherwise requires:

*Animal*” means any bird, reptile, amphibian, or mammal excluding humans and *Wildlife*;

*“Attack”* means force applied by an *Animal* to a person or other *Animal* consisting of more than one *Bite*, or more than one puncture, or more than one laceration, resulting in bleeding, sprains, serious bruising, or multiple injuries;

*“Bite”* means force applied by an *Animal* by means of its mouth and teeth upon a person or other *Animal*;

*“Cause injury”* means being injured due to chasing, charging and/or spooking:

- a. *“Without injury”* means causing bruises, scratches and/or abrasions;
- b. *“With injury”* means causing puncture, tear or rip.

*“Certified Professional Dog Trainer”* means a person specializing in training dogs who is certified by the Certification Council for Professional Dog Trainers;

*“Entice”* means to attract or tempt an *Animal* to something or go somewhere;

*“Exotic Animal”* means any pet that is not a dog or cat including potbellied pigs and/or other swine considered to be contained as a pet. Any unique or wild looking animal generally refers to a species which is not native or indigenous to the owner’s location, and the pet is a companion animal living with people;

*“Former Owner”* means the person who at the time of impoundment was the *Owner* of an *Animal* which has subsequently been sold or destroyed;

*“Housing”* includes all coops, enclosures, henhouses, runs, roosts, apiary, nucleus hives, man-made hives and any other accessory building or structure used for the purpose of housing *Livestock*;

*“Justice”* has the meaning as defined in the *Provincial Offences Procedure Act*, R.S.A. 2000, c P.-34, as amended or replaced from time to time;

*“Livestock”* includes, but is not limited to:

- a. a horse, mule, donkey, swine, camel, llama, alpaca, sheep or goat;
- b. domestically reared or kept deer, reindeer, moose, elk, or bison;
- c. fur bearing animals including fox, coyote, wolf, weasels or mink;
- d. animals of the bovine species;
- e. rabbits raised for meat;

- f. animals of the avian species including: emus, ostriches, chickens, roosters, turkeys, ducks, geese, peacocks, peahens, or pheasants; and
- g. all other animals and insects normally kept for agricultural purposes including bee colonies, but does not include cats, dogs, or other domesticated household pets.

*"Muzzle"* means a humane device of sufficient strength placed over an *Animal's* mouth to prevent it from *Biting*;

*"Nuisance Animal"* means an *Animal* declared to be a *Nuisance Animal* by the *Town* under Part 5 of this Bylaw;

*"Officer"* means a Bylaw Enforcement Officer appointed pursuant to Bylaw 1999-09, an Officer appointed pursuant to the *Officer Act*, S.A. 2006, c P-3.5, or a police officer under the *Police Act*, R.S.A. 2000, c. P-17;

*"Off Leash Area"* means a *Park* or a portion of a *Park*, which has been designated as an off-leash area by the *Town*.

*"Owner"* means any person or body corporate:

- a. who is the licenced owner of the *Animal*;
- b. who has legal title to the *Animal*;
- c. who has possession, care and control, or custody of the *Animal*, either temporarily or permanently;  
or
- d. who harbours the *Animal*, or allows the *Animal* to remain on that person's premises.

*"Park"* means a public space controlled by the *Town* and set aside as a park to be used by the public for rest, recreation, exercise, pleasure, amusement, cultural heritage, education, appreciation of nature.

*"Pathway"* means a multi-purpose thoroughfare controlled by the *Town* and set aside for use by pedestrians, cyclists and person using wheeled conveyances, which is improved by asphalt, concrete, brick or any other surface, whether or not it is located in a *Park*, and includes any bridge or structure with which it is contiguous;

*"Running at Large"* means:

- a. an *Animal* or *Animals* which are not under the control of a person responsible by means of a leash and is or are actually upon property other than the property in respect of which the *Owner* of the *Animal* or *Animals* has the right of occupation, or upon any highway, thoroughfare, street, road, trail, avenue, parkway, lane, alley, square, bridge, causeway, trestle way, sidewalk (including the boulevard portion of the sidewalk), *Park* or other public place which has not been designated as an *Off Leash Area*, or
- b. an *Animal* or *Animals* which are under the control of a person responsible by means of a leash and which cause damage to person, property or other *Animals*;

*"Service Dog"* has the same definition as set out in the *Service Dog Act*, S.A. 2007 c.S-7.5 and includes a dog that is in training to become a service dog but does not include a dog that is no longer actively being used as a service dog;

*"Severe Injury"* includes any injury to a person or *Animal* that requires medical attention such as wounds requiring sutures, or other wound repair and closing, or surgery, disfiguring or scarring lacerations, broken bones, severe sprains, or any other similar serious injury, and any other injury as determined to be severe by a *Court*, board, or *Officer*, upon hearing the evidence;

“*Tag*” means a permanent identification tag issued by the *Town* showing the licence number for a specific dog or cat that is intended to be worn on a collar or on a harness attached to the dog or cat at all times when the dog or cat is off the *Owner's* property;

“*Urban Livestock*” means the keeping of hens, bee colonies or pigeons within the *Town*;

“*Vicious Animal*” means an *Animal* declared to be a Vicious Animal by the *Town* under Part 6 of this Bylaw or by another municipality or an *Animal* that has been previously determined to be a Vicious Animal;

“*Wildlife*” has the same meaning as that term used in the *Wildlife Act* R.S.A. 2000, c. W-10 and includes but is not limited to coyotes, cougars, bobcats, deer, moose, elk, wild rabbits, porcupines, beavers, and skunks.

3. Each provision of this Bylaw is independent of all other provisions and if any provision is declared invalid for any reason by a *Court* of competent jurisdiction, all other provisions of this Bylaw remain valid and enforceable.
4. Nothing in this Bylaw relieves a person from complying with any provision of any federal or provincial law or regulation, other bylaw or any requirement of any lawful permit, order or licence.
5. Any headings, sub-headings, or tables of contents in this Bylaw are included for guidance purposes and convenience only, and shall not form part of this Bylaw.
6. Where this Bylaw refers to another Act, Bylaw, regulation or agency, it includes reference to any Act, Bylaw, regulation or agency that may be substituted therefor.
7. All the schedules attached to this Bylaw shall form a part of this Bylaw.
8. This Bylaw does not apply to the *Town* in respect of *Animals* used by or on behalf of the *Town* for the purpose of land management, including weed control on *Town*- owned lands.

## **PART 2 – LICENSING REQUIREMENTS**

### **Licences Required**

9. A person must not own or keep any dog within the *Town* without a valid and subsisting dog licence for that dog.
10. A person must not own or keep any cat within the *Town* without a valid and subsisting cat licence for that cat.

### **Administration of Licences**

11. The *Town* is authorized to issue, renew, or revoke:
  - a. Altered and unaltered dog licences;
  - b. Altered and unaltered cat licences;
  - c. *Nuisance Animal* licences;
  - d. *Vicious Animal* licences; and
  - e. Corresponding *Tags*, to person who did apply for one or more of these licences in accordance with the requirements of this Bylaw.
12. Persons applying for one or more of the licences referred to in section 11 must:
  - a. demonstrate that they are at least eighteen (18) years of age;
  - b. provide an accurate description of the cat, dog, *Nuisance Animal*, or *Vicious Animal* including breed, name, gender and age;
  - c. provide the name, address, and telephone number of the *Owner* and, where the *Owner* is a body corporate, provide the name, address and telephone number of the natural person responsible for the cat, dog, *Nuisance Animal*, or *Vicious Animal*;

- d. establish to the satisfaction of the *Town*, when applying for an altered *Animal* licence, that the cat, dog, *Nuisance Animal*, or *Vicious Animal* is neutered or spayed;
  - e. provide any other information required by the *Town*;
  - f. make payment in full of the licence fee for each altered or unaltered cat, dog, *Vicious Animal*, or *Nuisance Animal*, as set out in Schedule “A” of this Bylaw.
13. A person must not give false information when applying for a licence under this Part.
  14. An *Owner* must notify the *Town* forthwith of any change with respect to any information provided in an application for a licence under this Bylaw.
  15. Licences are not transferable.
  16. The *Owner* of a *Service Dog*, or a guide dog qualified pursuant to the Guide Dog Qualifications Regulation A.R. 108/79, must apply for a dog licence but are exempt from the payment of fees for such a licence.
  17. Upon losing a *Tag*, an *Owner* of a licenced *Animal* must contact the *Town* in order to obtain a new *Tag* and must pay the fee set out in Schedule “A” of this Bylaw for that replacement *Tag*.
  18. The *Town* may prescribe the form of applications for licences and the manner of the payment of licence fees and may refuse to renew a licence for an *Animal* if there are outstanding fees owed by the *Owner*.

#### **Responsibility of Owners to Ensure Proper Licensing**

19. For clarity, in subsection (20) below, the term “licenced *Animal*” refers to an *Owner’s* licenced altered or unaltered cat, dog, *Nuisance Animal* or *Vicious Animal*.
20. An *Owner* of a licenced *Animal* must:
  - a. ensure that such *Animal* wears a *Tag* whenever the *Animal* is taken by the *Owner* off the property of the *Owner* as evidence of the valid and subsisting licence purchased for that *Animal*;
  - b. ensure that such *Animal* has a valid and subsisting licence at all times by applying for and renewing the licence in accordance with this Bylaw;
  - c. obtain a licence on the first day on which the *Town* Office is open for business after becoming the *Owner* of the *Animal*;
  - d. obtain a licence for the *Animal* notwithstanding it is under the age of three months where the *Animal* is found *Running at Large*; and
  - e. obtain a licence before the expiry date of the licence that corresponds to that *Animal*.
21. An *Owner* of a licenced *Animal* must notify the *Town* forthwith of any changes to the *Owner’s* mailing address and phone number so that this contact information is kept current at all times.

#### **Limits on Cats and Dogs**

22. A person must not own more than four (4) dogs and four (4) cats that are more than three months of age.
23. A person must not permit more than four (4) dogs and four (4) cats that are more than three months of age to reside in one dwelling unit.
24. It is a defense to a charge under subsections (23) and (24) that the *Owner* owned the *Animal* and had them licenced prior to this Bylaw coming into force and provided that the *Owner* does not foster, adopt, breed, or purchase more *Animals*.
25. Subsections (23) and (24) do not apply to veterinarian clinics and not-for-profit animal rescue organizations incorporated under the laws of Alberta.

## **PART 3 – OWNER RESPONSIBLE FOR BEHAVIOUR OF ANIMAL**

### **Keeping Animals under Control**

26. The *Owner* of an *Animal* which includes exotic animals and urban livestock must ensure that the *Owner's Animal* is not *Running at Large*.
27. An *Owner* of a dog that is not a *Vicious Animal* is not required to have the dog on a leash in a *Park* or a portion of a *Park*, which has been designated as an *Off Leash Area*.
28. Unless a visible sign indicates that the area has been designated as an *Off Leash Area* an *Owner* must keep the *Owner's* dog on a leash.
29. An *Owner* must not allow an *Animal* other than a dog to enter into or remain in an *Off Leash Area*.
30. The *Owner* of a dog in an *Off Leash Area* must ensure that such dog is under control at all times.
31. Whether a dog is under control is a question of fact to be determined by a *Court* hearing a prosecution pursuant to this section of the Bylaw, having taken into consideration any or all of the following:
  - a. Whether the dog is at such a distance from its *Owner* so as to be incapable of responding to voice, sound or sight commands;
  - b. Whether the dog has responded to voice, sound or sight commands from the *Owner*;
  - c. Whether the dog has *Bitten, Attacked*, or done any act that injures a person or another *Animal*;
  - d. Whether the dog chased or otherwise threatened a person; and
  - e. Whether the dog caused damage to property.
32. An *Owner* must not have more than 4 dogs off leash in an *Off Leash Area* at one time.
33. An *Owner* who fails to immediately restrain and remove a dog upon it engaging in any of the activities listed in section 55 (threatening behaviour), by restraining the dog on a leash not exceeding two (2) metres in length and removing the dog from the *Off Leash Area*, is guilty of an offence.
34. Nothing in this section relieves an *Owner* from complying with any other provisions of this Bylaw.

### **Dogs Not Permitted**

35. An *Owner* of *Vicious Animal* must not permit such *Animal* to be in an *Off Leash Area* at any time whether leashed or not.
36. The *Owner* of a dog must ensure that such dog does not enter or remain in or on:
  - a. a school ground, playground, sports field, golf course, cemetery, or
  - b. any other area where dogs are prohibited by posted signs.
37. The *Owner* of a dog must ensure that such dog does not enter or remain in a *Park*, or any part thereof, where the dog is within five (5) meters of a play structure, a sports field, a golf course or a cemetery.
38. The *Owner* of a dog may allow such dog to pass along or across a *Pathway*, including a *Pathway* that runs through an area designated as an *Off Leash Area*, only if such dog:
  - a. is secured by a leash of no greater length than two (2) metres; and
  - b. remains under the *Owner's* control at all times, ensuring that the dog does not interfere with or obstruct any other *Pathway* user.

39. Whether or not a dog is interfering or obstructing another *Pathway* user pursuant to section 38 is a question of fact to be determined by a *Court* hearing a prosecution pursuant to this section of the Bylaw, having taken into consideration one or more of:
- a. whether the *Owner* kept such dog on the right-hand side of the *Pathway* to avoid oncoming traffic of other users of the *Pathway*; and
  - b. whether the *Owner* ensured that the dog did not sit or stand still on the *Pathway*, whether in an *Off Leash Area* or not.

#### **Cycling, skateboarding, e-scootering etc. with Animals**

40. An *Owner* must not operate a wheeled conveyance such as a bicycle, e-bicycle, skateboard, roller-skates, scooter, e-scooter, Segway, or other similar vehicle on a *Pathway*, with any *Animal* on a leash.
41. Section 40 does not apply to *Owners* operating a device designed for person with disabilities.

#### **Unattended Animals**

42. The *Owner* of an *Animal* must ensure that such *Animal* is not left unattended while tethered or tied on premises where the public has access, whether the right of access is express or implied.
43. The *Owner* of an *Animal* must ensure that such *Animal* is not left tethered or tied up in a residential yard unless the *Owner* is outside with the dog at all times or the *Owner* is able to maintain visual view of the dog at all times.
44. The *Owner* of an *Animal* must not allow the *Animal*, when tethered or tied up in a residential yard, to get closer than 1.5 metres to the property line.
45. The *Owner* of an *Animal* left unattended in a motor vehicle must ensure:
- a. the *Animal* is restrained in a manner that prevents contact between the *Animal* and any member of the public; and
  - b. the *Animal* is not confined in such a manner that places it in a life or health threatening situation by exposure to a period of extreme heat or cold, without proper ventilation or other protection from such heat or cold.

#### **Securing Animals in Vehicles**

46. For the purpose of this section, "roadway" means any street or highway, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles.
47. An *Owner* must not allow an *Animal* to be outside of the passenger cab of a motor vehicle on a roadway, regardless of whether the motor vehicle is moving or parked.
48. An *Owner* and/or person in the driver's seat of a vehicle shall not allow a pet to reside on their lap while they are operating a vehicle.
49. Notwithstanding section 47, an *Owner* may allow an *Animal* to be outside the passenger cab of a motor vehicle, including riding in the back of a pickup truck or flatbed truck if the *Animal* is:
- a. in a fully enclosed trailer;
  - b. in a topper enclosing the bed area of a truck; or
  - c. contained in a ventilated kennel or similar device securely fastened to the bed of the truck.

50. The owner of a vehicle involved in an offence referred to in this section is guilty of the offence, unless that vehicle owner satisfies the *Court* that the vehicle was:
- a. not being driven or was not parked by the vehicle's owner; and
  - b. that the person driving or parking the vehicle at the time of the offence did so without the vehicle owner's express or implied consent.

### **Animals Suspected of Having Rabies**

51. An *Owner* of an *Animal* suspected of having rabies must immediately report the matter to Alberta Health Services and to the Town of Didsbury.

### **NUISANCES**

#### **Removing Excrement**

52. If an *Animal* defecates on any public or private property other than the property of its *Owner*, the *Owner* must remove such feces immediately.

#### **Noise**

53. The *Owner* of an *Animal* must ensure that such *Animal* does not bark, howl, or otherwise make or cause a noise which disturbs any person. A Peace Officer may request any person complaining about a Dog excessively barking, howling or engaging in any other activity that causes noise, to keep a log of all occurrences for a period of time specified by the Peace Officer. Any person complaining about a Dog excessively barking, howling or engaging in any other activity that causes noise, when requested shall submit a statement in writing to a Peace Officer of the Town, and agree to give testimony in any court proceeding that may arise.

*An Owner of a Dog shall ensure that the Dog:*

- a. Does not habitually or excessively bark, howl or engage in any other activity that causes Noise. In determining what constitutes Noise, consideration may be given, but not limited to:
- b. Proximity of the property where the dog resides;
- c. Type, volume and duration of the noise or sound;
- d. Time of day or night and day of the week;
- e. Nature and use of the surround area;
- f. Whether the noise or sound is recurrent or constant; and
- g. Any other relevant factor deemed reasonable by the Peace Officer.

#### **Scattering Garbage**

54. The *Owner* of an *Animal* must ensure that such *Animal* does not upset any waste receptacles or scatter the contents thereof either in or about a street, lane, or other public property or in or about premises not belonging to or in the possession of the *Owner* of the *Animal*.

## Threatening Behaviours

55. The *Owner* of an *Animal* must ensure that such *Animal* does not:
- h. *Bite*, bark at, or chase stock, *Animals*, bicycles, automobiles, or other vehicles;
  - i. chase or otherwise threaten a person, whether on the property of the *Owner* or not;
  - j. cause damage to property or other *Animal*, whether on the property of the *Owner* or not;
  - k. do any act that injures a person, whether on the property of the *Owner* or not;
  - l. *Bite* a person, whether on the property of the *Owner* or not;
  - m. *Attack* a person, whether on the property of the *Owner* or not;
  - n. *Bite/Attack* another *Animal*;
  - o. *Attack* another *Animal* causing *Severe Injury*, whether on the property of the *Owner* or not;
  - p. cause death to another *Animal*; or
  - q. *Attack* a person, whether on the property of the *Owner* or not, causing *Severe Injury*.
56. No *Owner* must use or direct an *Animal* to *Attack*, chase, harass or threaten a person or *Animal*.

## Duty to Report Bite

57. An *Owner* must make a report within twenty-four (24) hours if the *Owner's Animal Bites* a person or another *Animal* by:
- a. providing the *Owner's* name and the *Animal's* licence number to the person who was *Bit* or whose *Animal* was *Bit* or providing that information to an *Officer*; or
  - b. by calling the Town of Didsbury or contacting online to provide the information requested by that service in response to a *Bite* report.

## PART 4 – EXTOTIC ANIMALS and URBAN LIVESTOCK

### Exotic Pets

58. The owner of an exotic animal shall, in addition to any other duty imposed under the *Wildlife Act*:
- a. obtain an Exotic Animal Permit through the Town of Didsbury at the fee set out in Schedule "A" of this Bylaw;
  - b. at all times confine the exotic animal within a secure enclosure or within the residence of the *Owner*; and
  - c. immediately notify an *Officer* if the exotic animal is *Running at Large*.
59. An *Owner* who fails to comply section 58 is guilty of an offence under this Bylaw.
60. In addition to the remedies set forth elsewhere in this Bylaw, if an *Officer* determines that an exotic animal is not being kept in accordance with this Bylaw, the *Officer* may issue an order pursuant to section 58 of the *Municipal Government Act* directing the exotic animal be kept in accordance with this Bylaw or removed from the Town.



## Urban Livestock

61. A person must not keep *Livestock* in any area of the *Town*.
62. Section 61 does not apply to:
  - a. a person keeping *Livestock* in an area where the keeping of *Livestock* is allowed under The Town of Didsbury Land Use Bylaw;
  - b. a person who has a valid and subsisting *Livestock* licence or permit issued by the Town for that *Livestock*; or
  - c. a rescue, shelter or Humane Society or the Alberta Society for the Prevention of Cruelty to Animals.
63. A person who owns and keeps hens, pigeons or bee colonies must obtain an Urban Livestock Permit from the Town.
64. A person must not keep roosters in the *Town*.
65. A person must not feed or lure *Wildlife* in the *Town*.
66. Section 65 does not apply to the feeding of birdseed to songbirds.
67. Nothing in this Part exempts or relieves from requirements arising under any land use bylaw and building regulations requirement that may apply to *Livestock* or their *Housing*.

## PART 5 – NUISANCE ANIMALS

### Prohibition

68. A person must not own or keep a *Nuisance Animal* in the *Town* without a valid and subsisting *Nuisance Animal* licence.

### Designating an *Animal* a *Nuisance Animal*

69. The *Town* may designate an *Animal* to be a *Nuisance Animal*, and require an *Owner* to obtain a *Nuisance Animal* licence for such an *Animal* where:
  - a. the *Animal* has engaged in repeated threatening or aggressive behaviour;
  - b. the *Animal* has been found *Running at Large* more than once;
  - c. the *Animal* is a dog that repeatedly barks, howls, or otherwise makes or causes noise which disturbs any person; or
  - d. the *Owner* has demonstrated an inability to control the *Animal* in an *Off Leash Area* or any other public area on more than one occasion.

### Notice and Submissions

70. Where the *Town* is considering designating an *Animal* as a *Nuisance Animal*, the *Town* must:
  - a. send to the *Owner* written notice of the reason why the designation is being considered;
  - b. provide an opportunity to the *Owner* to make written submissions within fourteen (14) days of receiving the notice on whether such *Animal* should be designated as a *Nuisance Animal*; and
  - c. consider any written submissions made by the *Owner* and any information provided from an *Officer* obtained from any investigation conducted pursuant to this Bylaw involving such *Animal*, whether for the incident precipitating the consideration of the designation or an earlier incident involving such *Animal*.

### Designation Decision and Conditions on *Nuisance Animals*

71. Where the *Town* has decided to designate an *Animal* as a *Nuisance Animal*, the designation decision must be sent to the *Owner* with the reasons for that decision, along with notice of any conditions imposed by the *Town* pursuant to section 75.
72. A *Nuisance Animal* designation continues to apply if the *Animal* is sold, given away or transferred to a new *Owner*.
73. An *Owner* must disclose that an *Animal* has been designated a *Nuisance Animal* when selling, giving away, or transferring that *Animal* to a new *Owner*.
74. An *Owner* must disclose a *Nuisance Animal* designation to any person the *Owner* asks to take temporary care and control of the *Nuisance Animal*, such as dog-walkers, groomers, kennel operators, and veterinarians.

### Nuisance Animal Conditions

75. The *Town* may impose one or more of the following conditions on an *Owner* of a *Nuisance Animal*:
  - a. require the *Owner* to keep the *Nuisance Animal* indoors between 10:00 p.m. and 7:00 a.m.;
  - b. require the *Owner* to keep the *Nuisance Animal*, when outdoors on the *Owner's* property, in a *secure pen* or *secure fence*;
  - c. require the *Owner* to ensure the *Nuisance Animal* is *Muzzled* while outdoors, either on the *Owner's* property or off the *Owner's* property, and in plain view of the *Owner* at all times while *Muzzled*;
  - d. require that the *Owner* undertake repairs to the property where the *Nuisance Animal* resides to ensure compliance with this Bylaw;
  - e. require the *Owner* to retain the services of a *Certified Professional Dog Trainer* to provide the *Owner* with a specific type of education and training, for a specified number of hours, and require that the *Owner* provide proof of completion of such education and training hours;
  - f. prohibit the *Nuisance Animal* from entering or remaining in an *Off Leash Area*; and
  - g. any other additional condition that is similar to the above and, in the opinion of the *Town*, is reasonably necessary to reduce the nuisance posed by such *Nuisance Animal*.
76. The *Owner* of a *Nuisance Animal* must comply with any conditions imposed by the *Town* pursuant to this section.
77. The *Town* can add or remove any conditions at any time after designating an *Animal* as a *Nuisance Animal* on written notice to an *Owner*.
78. An *Owner* may apply to have the *Nuisance Animal* designation lifted no more than once per year by written appeal to the *Town*.

### Appeal

79. Any *Owner* wishing to appeal a decision of the *Town* to designate the *Owner's Animal* a *Nuisance Animal*; or a decision of the *Town* to confirm the designation of an *Animal* as a *Nuisance Animal*; must do so within 14 days of the decision by submitting a *Notice of Appeal* to the *Municipal Enforcement Supervisor*.
80. Upon receiving a notice of appeal, the *Municipal Enforcement Supervisor* may either:
  - a. confirm the *Officer's* decision to designate the *Animal* as a *Nuisance Animal*; or
  - b. overturn the *Officer* declaration of the *Animal* as a *Nuisance Animal*.

## **PART 6 – VICIOUS ANIMALS**

### **Definitions**

81. In this Part (Vicious Animals), Part 5 (Nuisance Animals) and Part 7 (Animal Control Operations):
- a. “*secure pen*” means a pen or other structure meeting the following specifications:
    - i. has secure sides and a secure top, and if it has no bottom secured to the sides, the sides must be embedded in the ground to a minimum depth of thirty (30) centimeters;
    - ii. provides the *Vicious Animal* with shelter from the elements;
    - iii. is of the minimum dimensions of one and one-half (1.5) metres by three (3) metres and be a minimum one and one-half (1.5) metres in height; and
    - iv. is not within one (1) metre of the property line or within five (5) metres of a neighbouring dwelling unit;
  - b. *secure fence*” means a secured fenced enclosure meeting the following specifications:
    - i. is at least 1.83 meters (6 feet) high, reaching to the ground;
    - ii. has a self-closing mechanism on all gates; and
    - iii. must have the ability to lock in a way to prevent any person from outside the *Owner’s* household gaining access to the *Animal*.

### **Prohibition**

82. A person must not own or keep a *Vicious Animal* in the *Town* without a valid and subsisting *Vicious Animal* licence.

### **Designating an Animal a *Vicious Animal***

83. The *Town* may designate an *Animal* to be a *Vicious Animal*, and require an *Owner* to obtain a *Vicious Animal* licence, for such an *Animal* where:
- a. the *Animal* has caused a *Severe Injury* to a person, whether on public or private property;
  - b. the *Animal* has, while off its *Owner’s* property, caused *Severe Injury* to another *Animal* or the death of another *Animal*; or
  - c. there are reasonable grounds to believe the *Animal* poses a risk to the health and safety of persons in the *Town*.
  - d. The animal has engaged more than once in threatening behaviour such as:
    - a. charging/chasing a person;
    - b. causing injury to a person through means of charging/chasing; or
    - c. *Biting* a person and/or other animal without injury.

### **Notice and Submissions**

84. Where an *Officer* is considering designating an *Animal* as a *Vicious Animal*, the *Officer* must:
- a. send written notice to the *Owner* of the reason why the designation is being considered; and
  - b. consider any written submissions made by the *Owner* and any information provided from an *Officer* obtained from any investigation conducted pursuant to this Bylaw involving such *Animal*, whether for the incident precipitating the consideration of the designation or an earlier incident involving such *Animal*.

### Seizure Pending a Decision

85. The *Town* may order the *Owner* of an *Animal* alleged to be a *Vicious Animal* to surrender the *Animal* to an *Officer* to be impounded pending the outcome of the *Town's* decision on whether the *Animal* should be designated a *Vicious Animal* and any related appeal.
86. The *Owner* is responsible for all kennel and/or veterinary fees incurred during the seizure period.

### Designation Decision

87. Where the *Town* has decided to designate an *Animal* as a *Vicious Animal*, the designation decision must be sent to the *Owner*, with the reasons for making that decision, along with notice of any additional conditions imposed by the *Town* pursuant to section 84.
88. A *Vicious Animal* designation continues to apply if the *Animal* is sold, given away or transferred to a new *Owner*.
89. An *Owner* must disclose that an *Animal* has been designated a *Vicious Animal* when selling, giving away, or transferring that *Animal* to a new *Owner*.
90. An *Owner* must disclose a *Vicious Animal* designation to any person the *Owner* asks to take temporary care and control of the *Animal*, such as dog-walkers, groomers, kennel operators, and veterinarians.

### Transitional

91. An *Animal* that was declared a *Vicious Animal* pursuant to this Bylaw continues as a *Vicious Animal* under this Bylaw and the *Owner* must continue to comply with all conditions, orders, and restrictions imposed on such a *Vicious Animal*.
92. The *Town* may impose conditions pursuant to section 93 of this Bylaw on a *Vicious Animal* designated and the *Owner* must comply with all responsibilities set out in this Bylaw on *Owners of Vicious Animals*.

### Conditions on Vicious Animals

93. Where the *Town* has designated an *Animal* a *Vicious Animal* the *Owner* must:
  - a. within ten (10) days of receiving the notice of the designation:
    - i. ensure that a licenced veterinarian tattoo the *Vicious Animal* with a visible tattoo; or
    - ii. implant an identifiable microchip in the *Vicious Animal*; and provide the information contained on the tattoo or microchip to the *Officer*.
  - b. if the *Animal* is in an unaltered state, within ten (10) days of receiving the notice of the designation, have the *Vicious Animal* neutered or spayed at the *Owner's* expense;
  - c. ensure the *Vicious Animal* is kept under control at all times by:
    - i. keeping the *Vicious Animal* indoors when on the *Owner's* property and under the control of a person over the age of eighteen (18) years;
    - ii. keeping the *Vicious Animal* in a *secure pen* or contained by a *secure fence* when outdoors on the *Owner's* property; or
    - iii. keeping the *Vicious Animal* under the control of a person over the age of eighteen (18) years when outdoors, whether on the *Owner's* property or not, and securely *Muzzled* and harnessed or leashed on a lead which length must not exceed one (1) metre, in a manner that prevents such *Vicious Animal* from chasing, injuring or *Biting* other *Animals* or people as well as prevent damage to public or private property.
  - d. not permit the *Vicious Animal* to enter in or remain in an *Off Leash Area*, public spaces and buildings where the public congregates; except in a veterinary clinic or animal shelter; and

- e. the *Owner* of a *Vicious Animal* must, within ten (10) days of the date of the notice designating the *Animal* to be a *Vicious Animal*, display, on the *Owner's* premises, a sign warning of the presence of the *Animal*, that:
    - i. is placed at each entrance to the premises where the *Vicious Animal* is kept and on the pen or other structure in which the *Vicious Animal* is confined; and
    - ii. is posted to be clearly visible and capable of being seen by any person accessing the premises.
  - f. the *Owner* of a *Vicious Animal* must ensure that such *Animal* wears a *Tag* at all times.
94. An *Owner* must permit an *Officer* to inspect a secure fence, secure pen or any outdoor portion of that *Owner's* property where a *Vicious Animal* may be contained.

#### **Additional Conditions on Owners of Vicious Animals**

95. The *Town* may impose one or more of the following conditions on the *Owner* of a *Vicious Animal*:
- a. require the *Owner* to modify the *Owner's* property in some manner in order to reduce the risk of the *Vicious Animal* leaving the property and *Running at Large*;
  - b. require the *Owner* to retain the services of a *Certified Professional Dog Trainer* to provide the *Owner* with a specific type of education and training, for a specified number of hours, and require that the *Owner* provide proof of completion of such education and training hours;
  - c. require that the *Owner* obtain liability insurance in a specified amount for the *Vicious Animal*; and
  - d. any other additional condition that is similar to the above and, in the opinion of the *Officer*, is reasonably necessary to ensure the health and safety of persons in the *Town*.
96. The *Owner* of a *Vicious Animal* must comply with any conditions imposed by the *Town* pursuant to this section.
97. The *Town* can add or remove any conditions at any time after designating an *Animal* as a *Vicious Animal* on written notice to the *Owner*.

#### **Selling, Transferring, or Gifting Vicious Animals**

98. The *Owner* of a *Vicious Animal* must:
- a. notify the *Town* should the *Animal* be sold, gifted, or transferred to another person or is deceased; and
  - b. remain liable for the actions of the *Animal* until formal notification of sale, gift or transfer is given to the *Town*.

#### **Offences involving Vicious Animals**

99. The *Owner* of a *Vicious Animal* must ensure that such *Animal* does not:
- a. chase a person or other *Animals*;
  - b. injure a person or other *Animals*;
  - c. *Bite* a person or other *Animals*; or
  - d. *Attack* a person or other *Animals*.
100. The *Owner* of a *Vicious Animal* must ensure that such *Animal* does not damage or destroy public or private property.
101. The *Owner* of a *Vicious Animal* must ensure that such *Animal* is not *Running at Large*.
102. The *Owner* of a *Vicious Animal* must notify the *Town* if the *Animal* is *Running at Large*.

## Appeal

103. An *Owner* who disagrees with a decision of the *Town* to designate the *Owner's Animal* a *Vicious Animal* or who disagrees with any condition imposed by the *Officer* pursuant to section 95 may appeal that decision to the Municipal Enforcement Supervisor.
104. The *Owner* of a *Vicious Animal* must comply with the responsibilities imposed by this Bylaw despite any pending appeal before the *Officer*.
105. Nothing in this Bylaw precludes the *Town* from applying for a *Vicious Animal* to be destroyed pursuant to the *Dangerous Dogs Act*, R.S.A. 2000, c. D-3.

## PART 7 – ANIMAL CONTROL OPERATIONS

### Seizure and Impoundment

106. An *Officer* may capture and impound any *Animal* including any *Nuisance Animal* or *Vicious Animal*:
  - a. found *Running at Large*;
  - b. which has *Attacked* or *Bit* or an *Officer* believes on reasonable and probable grounds has *Attacked* or *Bit* a person or *Animal* pending either:
    - i. the outcome of the *Town's* determination on whether the *Animal* should be designated as a *Vicious Animal* and pending any related appeal to *Officer and/or Alberta Court*; or
    - ii. pending a *Court's* determination as to whether the dog should be destroyed pursuant to the *Dangerous Dogs Act*, R.S.A. 2000, c D- 3.
  - c. where the *Animal* has been previously designated a *Vicious Animal* and the *Owner* has failed to abide by one or more condition(s) imposed on such *Vicious Animal* which creates, in the *Officer's* opinion, a threat to public safety; or
  - d. which is required to be impounded pursuant to the provisions of any statute of Canada or of the Province of Alberta, or any Regulation made thereunder.
107. Notwithstanding subsection 106 (b)(i), an *Officer* may allow an *Owner* of an *Animal* alleged to be a *Vicious Animal* to keep the *Animal* in place of seizure provided the *Owner* agrees to contain and control conditions which, in the opinion of the *Officer*, ensures the safety of the public pending that designation decision and any further appeal.
108. Conditions to contain and control an *Animal* under section 107 may include one, or more, or all of:
  - a. when outdoors, whether on the *Owner's* property or not, such *Animal* must:
    - i. be under direct control of an adult, by means of a harness, *Muzzle* and a two point of contact leash; or
    - ii. contained by a secure fence.
  - b. the *Owner* is prohibited from taking the *Animal* to an *Off Leash Area*;
  - c. that the *Owner* be required to retain the services of a *Certified Professional Dog Trainer* to provide the *Owner* with education and training on how to better control the *Animal* for a minimum number of hours specified by the *Officer* and require that the *Owner* provide proof of completion of such education and training hours; and
  - d. any other condition that is similar to the above and that in the opinion of the *Officer* will ensure the public's safety pending a designation decision and any related appeal.
109. A person who takes control of any stray dog or cat, *Nuisance Animal* or *Vicious Animal*, must notify the *Town* immediately and provide any required information.

## Notice of Impoundment

110. If an *Officer* knows or can ascertain the name of the *Owner* of an impounded *Animal*, the *Officer* must serve the *Owner* with notice that such *Animal* is impounded, either personally or by ordinary mail and such notice must advise the *Owner* of:
- a. a description of the *Animal* including any licensing information;
  - b. the conditions the *Owner* must meet in order to reclaim such *Animal* including the payment of fees; and
  - c. the consequences of failing to reclaim the *Animal* by the date set out in the notice including that such *Animal* may be adopted out or euthanized by the *Town*.

## Reclaiming Animal

111. Where an *Animal*, *Nuisance Animal* or *Vicious Animal* is claimed, the *Owner* must also provide proof of ownership of the *Animal*.
112. The *Owner* of an *Animal*, *Nuisance Animal* or *Vicious Animal* who has been found not guilty of committing an offence under this Bylaw may request the return of any fees paid by that *Owner* for reclaiming such *Animal*.

## Unclaimed Animals

113. The *Town* may, before releasing an unclaimed *Animal*, require that the *Animal* be spayed or neutered.
114. Where the *Town* agrees to euthanize an *Animal* the *Owner* must pay a fee as set out in Schedule "A" of this Bylaw.

## Bylaw Investigations

115. An *Officer* may at any time:
- a. require that the *Owner* of an *Animal* provide such *Animal's* name and licence information;
  - b. order that a dog be put on a *leash*; or
  - c. order that a dog be removed from an *Off Leash Area*;
  - d. may enter a premises if there is concern for the pet under the *Animal Protection Act*.
116. Subject to the entry notice provisions of the *Municipal Government Act*, R.S.A. 2000 c.M-26, a designated *Officer* of the *Town*, bearing proper identification, may enter a premises to conduct an inspection in order to determine whether or not this Bylaw or an order issued pursuant to this Bylaw is being complied with.

## Obstructing an Officer

117. A person must not, whether or not that person is the *Owner* of an *Animal*, *Nuisance Animal* or *Vicious Animal* which is being or has been pursued or captured:
- a. interfere with or attempt to obstruct an *Officer* who is attempting to capture or who has captured an *Animal* which is subject to impoundment or seizure;
  - b. open the vehicle in which *Animals* have been captured for impoundment or seizure;
  - c. remove, or attempt to remove, any *Animal* from the possession of an *Officer*;
  - d. refuse to comply with an *Officer's* order to put an *Animal* on a *Leash* or to leave an *Off Leash Area*;
  - e. refuse to surrender an *Animal* to an *Officer* that is subject to seizure or impoundment under this Bylaw; or
  - f. provide a false name or licence number for an *Animal* or *Owner* to an *Officer*.

118. A person must not interfere with or attempt to obstruct an *Officer* who is attempting to conduct an inspection pursuant to section 117.

### **Interfering with an Animal**

119. A person must not:
- a. untie, loosen or otherwise free an *Animal* which has been tied or otherwise restrained;
  - b. negligently or willfully open a gate, door or other opening in a fence or enclosure in which an *Animal* has been confined and thereby allow an *Animal* to *Run at Large* in the *Town*;
  - c. entice an *Animal* to *Run at Large*;
  - d. tease an *Animal* caught in an enclosed space; or
  - e. throw or poke any object into an enclosed space when an *Animal* is caught or confined therein;
120. Section 119 does not apply to an *Officer* who is attempting to capture or who has captured an *Animal* which is subject to impoundment or seizure pursuant to this Bylaw.

### **Service of Documents**

121. Where this Bylaw requires the *Town* to provide an *Owner* with a notice or a decision, that notice or decision may be served by ordinary mail to the last known address of the *Owner* and the *Owner* is deemed to have received that notice or decision seven (7) days from the date it was mailed.

### **Trap Neuter Release Program Permits**

122. The *Town* may permit a not-for-profit entity to operate a trap, neuter and release program for cats or other *Animals* in the *Town* on such terms and conditions that the *Town* considers appropriate and such permit exempts the entity:
- a. from the requirement to licence *Animals* and pay the fees in Schedule "A"; and
  - b. from the prohibition in this Bylaw against allowing an *Animal* to *Run At Large* when releasing *Animals* pursuant to the program.

## **PART 8 – AUTHORITY TO DELEGATE FURTHER**

123. The *Chief Administrative Officer* may delegate any of the powers granted to the *Officer* in this Bylaw at any time to any other employee of the *Town*.

## **PART 9 – ENFORCEMENT**

### **Offences and Penalties**

124. If an *Animal* is involved in a contravention of this Bylaw, the *Owner* of that *Animal* is guilty of an offence.
125. Every *Owner* of an *Animal* who contravenes any of the provisions of this Bylaw by:
- a. doing any act or thing which the person is prohibited from doing, or
  - b. failing to do any act or thing the person is required to do, is guilty of an offence.
126. Any person who is convicted of an offence pursuant to this Bylaw is liable on summary conviction to a fine not exceeding \$10,000, and in default of payment of any fine imposed, to imprisonment for not more than six (6) months.



127. A Provincial Court Judge or Justice, after convicting the *Owner* or keeper of an *Animal* of an offence under this Bylaw may, in addition to any other penalty imposed pursuant to this Bylaw, if the offence is considered to be sufficiently serious, direct, order, or declare one or more of the following:
- a. That the *Owner* or keeper take particular steps or actions to prevent the *Animal* from doing mischief or causing the subject disturbance or nuisance;
  - b. That the *Owner* or keeper have the *Animal* permanently removed from the *Town*;
  - c. That the *Owner* or keeper be prohibited from owning or keeping any *Animal* within the *Town* permanently or for a specified period of time;
  - d. If the *Animal* is a dog, be declared, without further hearing, to be a *Vicious Dog* as defined by this Bylaw:
    - i. That the *Owner* or keeper have the *Animal* humanely destroyed or surrender the *Animal* to the *Town* for humane destruction;
    - ii. That the *Owner* or keeper have the *Animal* spayed or neutered and provide adequate proof thereof to the *Town*; or
    - iii. Such other direction, order or declaration that in the opinion of the Judge or Justice is necessary to protect the public, *animals, wildlife, livestock, or other domesticated pets* from the dog.

#### **Violation Tickets and Penalties**

128. Where an *Officer* believes that a person has contravened any provision of this Bylaw, that *Officer* may commence proceedings by issuing a summons or a violation ticket in accordance with the *Provincial Offences Procedure Act, R.S.A. 2000, c.P-34*.
129. The specified penalty payable in respect of a contravention of a provision of this Bylaw is the amount shown in Schedule "B" of this Bylaw in respect of that provision.
130. Notwithstanding section 128:
- a. where any person has been convicted of a contravention of the same provision of this Bylaw twice within one twelve (12) month period, the specified penalty payable in respect of the second conviction is double the amount shown in Schedule "B" of this Bylaw in respect of that provision; and
  - b. where any *person* has been convicted of a contravention of the same provision of this Bylaw three or more times within one twelve (12) month period, the specified penalty payable in respect of the third or subsequent conviction is triple the amount shown in Schedule "B" of this Bylaw in respect of that provision.

#### **Nuisance and Vicious Animal Fines**

131. Sections 128 and 129 do not apply to *Vicious Animals*.
132. The specified fines on summary conviction in respect to a contravention of this Bylaw with respect to *Vicious Animals* shall be the same amounts as shown in Schedule "C" regarding *Vicious Animals*.
133. The specified fines on summary conviction in respect of a contravention of Part 6 of this Bylaw shall be the same amounts shown in Schedule "C" regarding *Nuisance Animals*.

#### **Increased Fines for Unaltered Animals**

134. The early payment and specified fines in Schedule "B & C" in respect of a contravention of Part 3 of this Bylaw are increased by one hundred dollars (\$100.00) where the *Animal* involved in the offence was unaltered.

## Continuing Offences

135. In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which the offence continues and any person guilty of such an offence is liable to a fine in an amount not less than that established by this Bylaw for each such day.

## Mandatory Court or Information

136. Part 9 of this Bylaw does not prevent any *Officer* from issuing a violation ticket requiring the court appearance of the defendant, pursuant to the provisions of the *Provincial Offences Procedure Act*, R.S.A. 2000, c.P-34, or prevent any *Officer* from laying an information instead of issuing a violation ticket.

## Liability for Fees

137. The levying and payment of any fine or the imprisonment for any period provided in this Bylaw shall not relieve a person from the necessity of paying any fees, charges or costs from which that person is liable under the provisions of this Bylaw.

## Orders by a Justice

138. A *Justice*, after convicting an *Owner* of an offence under this Bylaw may, if the *Justice* considers the offence sufficiently serious, direct, order, or declare one or more of the following:
- a. that the *Owner* prevent the *Animal* from doing mischief or causing the disturbance or nuisance complained of; or
  - b. that the *Owner* be prohibited from owning any *Animal* for a specified period of time.

## Onus of Proof

139. The onus of proving an *Animal* has a valid and subsisting licence is on the person alleging the licence.
140. The onus of proving the age of an *Animal* is on the person alleging the age.
141. The onus of proving that an *Animal* is altered is on the *Owner* of the *Animal*.

## Licences

142. A person must not contravene a condition of any licence issued under this Bylaw.
143. Licences are not transferable from one person to another and attach to a person, not the *Animal*.

## Remedial Orders

144. Where a person has contravened any provision of this Bylaw, a remedial order may be issued by the *Officer* requiring the person to remedy the contravention pursuant to section 545 of the *Municipal Government Act* R.S.A. 2000 c. M-26.
145. A remedial order issued pursuant to section 545 of the *Municipal Government Act* R.S.A. 2000 c. M-26 must include the following:
- a. indicate the person to whom it is directed;
  - b. identify the property to which the remedial order relates by municipal address or legal description;
  - c. identify the date that it is issued;
  - d. identify how the person fails to comply with this or another bylaw;
  - e. identify the specific provisions of the Bylaw that is being contravened;
  - f. identify the nature of the remedial action required to be taken to bring the property into compliance;
  - g. identify the time within which the remedial action must be completed;

- h. indicate that if the required remedial action is not completed within the time specified, the *Town* may take whatever action or measures are necessary to remedy the contravention;
  - i. indicate that the expenses and costs of any action or measures taken by the *Town* under this section are an amount owing to the *Town* by the person to whom the order is directed pursuant to section 549(3) of the *Municipal Government Act*; and
  - j. indicate that the expenses and costs referred to in this section may be attached to the tax roll of the owner's property if such costs are not paid by a specified time.
146. A remedial order issued pursuant to this Bylaw may be served:
- a. in the case of an individual:
    - i. by delivering it personally to the individual;
    - ii. by leaving it for the individual at their apparent place of residence with someone who appears to be at least 18 years of age;
    - iii. by delivering it by ordinary mail to the individual at their apparent place of residence; or
    - iv. by delivering it by ordinary mail to the last address of the individual who is to be served as shown on the records of the Registrar of Motor Vehicle Services in Alberta.
  - b. in the case of a corporation:
    - i. by delivering it personally to a director or officer of the corporation;
    - ii. by delivering it personally to any person apparently in charge of an office of the corporation at the address held out by the corporation to be its address; or
    - iii. by delivering it by ordinary mail addressed to the registered office of the corporation.
147. If, in the opinion of a person serving a remedial order, service of the remedial order cannot be reasonably effected, or if the person serving the remedial order believes that the owner of the property is evading service, the person serving the remedial order may post the remedial order:
- a. at a conspicuous place on the property to which the remedial order relates;
  - b. at the private dwelling place of the owner of the property to which the remedial order relates, as shown on a certificate of title pursuant to the *Land Titles Act* R.S.A. 2000, c. L-4 or on the municipal tax roll; or
  - c. at any other property owned by the owner of the property to which the remedial order relates, as shown on a certificate of title pursuant to the *Land Titles Act* R.S.A. 2000, c L-4 or shown on the municipal tax roll;
  - d. and the remedial order shall be deemed to be served upon the expiry of 3 days after the remedial order is posted.
148. A person who fails to comply with a remedial order within the time set out in the remedial order commits an offence.
149. Where the *Town* effects a remedial order, *Town* employees and agents may enter an *Owner's* property upon reasonable notice to undertake the removal and restoration work.

**PART 10-TRANSITIONAL**

**Repeal**

150. Dog Bylaw 2007-09 and Cat Bylaw 2007-10 and Bylaw 2021-10 Animal Control Rates and any amendments is hereby repealed on the date this Bylaw comes into force.

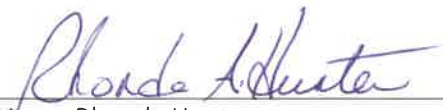
**Coming into Force**

151. This Bylaw comes into force on third and final reading.

Read a First time on this 8<sup>th</sup> day of November 2022

Read a Second time on this this 13<sup>th</sup> day of December 2022

Read a Third and Final time on this this 13<sup>th</sup> day of December 2022

  
\_\_\_\_\_  
Mayor Rhonda Hunter

  
\_\_\_\_\_  
Chief Administrative Officer Ethan Gorner

SCHEDULE "A"

**ANNUAL LICENCES**

<b>Description</b>	<b>Amount</b>
January Early Payment Incentive Renewal Rate:	
Dog Licence – altered male/female	\$ 15.00
Dog Licence – intact male/female	\$ 35.00
Cat Licence – altered male/female	\$ 15.00
Cat Licence – intact male/female	\$ 35.00
New Resident and/or New Pet Rate:	
Dog Licence – altered male/female	\$ 15.00
Dog Licence – intact male/female	\$ 35.00
Cat Licence – altered male/female	\$ 15.00
Cat Licence – intact male/female	\$ 35.00
Renewal Rate paid after the due date of <b>January 31</b> for all pets:	\$ 70.00
Guide/Medical Dog Licence	\$ 0.00
Replacement tag	\$ 6.00
Impoundment fees (per day)	\$ 70.00
Veterinary service fees – to be paid directly to the clinic (includes euthanizing)	As set out by the clinic
Vicious Animal Licence Fee	\$ 200.00
Nuisance Animal Licence Fee	\$ 100.00
Urban Livestock Licence Fee – Bee Colonies	\$ 15.00 one-time fee
Urban Livestock Licence Fee – Hens and Pigeons	\$ 15.00 one-time fee
Livestock Emotional Support Animal Permit	\$ 70.00 one-time fee
Exotic Animals Permit – must be registered with the Town.	\$ 15.00 one-time fee

**SCHEDULE "B"**

**OFFENCE PENALTIES**

*(Early payment means paid within 15 days after the date of the offence)*

<b>Section</b>	<b>Offence</b>	<b>1<sup>st</sup> Offence</b>	<b>2<sup>nd</sup> Offence</b>
9	Unlicensed dog or cat	\$ 100.00	\$ 200.00
13	Give false information when applying for an animal licence	\$ 150.00	\$ 250.00
20 a	Dog or cat not wearing Tag identification	\$ 50.00	\$ 75.00
23	Own more than 4 dogs or permit more than 4 cats in one dwelling unit	\$ 200.00	\$ 400.00
27	Animal Running at Large	\$ 150.00	\$ 250.00
28	Animal other than dog in Off Leash Area	\$ 50.00	\$ 100.00
31	Dog not under control in an Off Leash Area	\$ 50.00	\$ 100.00
33	Fail to restrain/remove dog from Off Leash Area	\$ 100.00	\$ 200.00
37	Dog in prohibited area	\$ 50.00	\$ 100.00
44	Tethered Animal too close to property line	\$ 50.00	\$ 100.00
45	Animal left unattended in vehicle improperly	\$ 100.00	\$ 200.00
47	Animal outside cab of vehicle	\$ 250.00	\$ 500.00
48	Animal on driver lap while operating a vehicle	\$ 100.00	\$ 200.00
49.	Animal not properly confined in vehicle while vehicles is operating	\$ 200.00	\$ 400.00
52	Failure to remove Animal feces	\$ 100.00	\$ 200.00
53	Animal disturbing the peace	\$ 100.00	\$ 250.00
54	Animal scattering garbage	\$ 50.00	\$ 100.00
55 a.	Bite, bark at or chase stock, Animals, bicycles, automobiles or other vehicles.	\$ 250.00	\$ 350.00
55 b.	Chase or threaten a person and/or a dog	\$ 200.00	\$ 300.00
55 c.	Cause damage to property or other Animals	\$ 250.00	\$ 350.00
55 d.	Animal cause injury to a persons	\$ 250.00	\$ 350.00
55 e.	Animal Bites/Attacks a person without injury	\$ 350.00	\$ 450.00
55 f.	Animal Bites/Attacks a person causing injury	\$ 750.00	\$ 950.00
55 g.	Animal Bites/Attacks a person causing Severe injury	\$ 1000.00	COURT
55 h.	Animal Bites/Attacks another animal	\$300.00	\$400.00
55 i.	Animal Bites/Attacks another Animal causing injury	\$ 500.00	\$ 700.00
55 j.	Animal Bites/Attacks another animal causing death	\$ 800.00	\$ 1000.00
56	Direct Animal to Attack, chase, harass or threaten a person or Animal	\$ 250.00	\$ 350.00
57	Failure to report Bite	\$ 100.00	\$ 200.00
58 a.	Failure to Obtain an Exotic Animal Permit with the Town	\$ 50.00	\$ 75.00
65	Feed or lure Wildlife	\$ 200.00	\$ 300.00
117 a.	Obstruct or interfere with Officer	\$ 250.00	\$ 350.00
117 b.	Open Municipal Enforcement Vehicle to remove or attempt to remove impounded Animal	\$ 500.00	COURT
117 e.	Refusal to surrender Animal to Officer	\$ 250.00	\$ 350.00
117 f.	Provide false name or licence number of Animal to an Officer	\$ 250.00	\$ 350.00
118	Interfere or obstruct Officer conducting inspection	\$ 300.00	\$ 400.00
119 a.	Untie, loosen or free restrained Animal	\$ 250.00	\$ 350.00
119 b.	Open gate or door allowing Animal to Run at Large	\$ 200.00	\$ 300.00
119 c	Entice an Animal to Run at Large	\$ 200.00	\$ 300.00
119 d.	Tease an Animal in an enclosed space, including but not limited to, throwing or poking object at animal	\$ 150.00	\$ 250.00

SCHEDULE "C"

**NUISANCE & VICIOUS ANIMAL OFFENCE PENALTIES**

68	Unlicenced Nuisance Animal	\$ 200.00	\$ 300.00
73	Failure to disclose Nuisance Animal designation when selling, giving away or transferring Animal	\$ 200.00	\$ 300.00
74	Failure to disclose Nuisance Animal designation to person providing temporary care	\$ 200.00	\$ 300.00
76	Failure to comply with a Nuisance Animal condition.	\$ 500.00	\$ 1000.00
83	Unlicenced Vicious Animal	\$ 300.00	\$ 400.00
87	Failure to disclose Vicious Animal designation when selling, giving away or transferring Animal	\$ 500.00	\$ 1000.00
88	Failure to disclose Vicious Animal designation to person providing temporary care	\$ 500.00	\$ 1000.00
93 c.	Failure to keep a Vicious Animal Confined indoors or otherwise properly under control	\$ 700.00	\$ 1200.00
93 e.	Failure to post Vicious Animal sign	\$ 200.00	\$ 300.00
93 f.	Vicious Animal not wearing Tag	\$ 100.00	\$ 200.00
95 d.	Failure to abide by Vicious Animal conditions	\$ 700.00	\$ 1200.00
98. a.	Failure to notify the Town of sale, gift, transfer or death of Vicious Animal	\$ 500.00	\$ 600.00
99 a.	Vicious Animal – chase	\$ 1500	COURT
99 b.	Vicious Animal – injure	COURT	N/A
99 c.	Vicious Animal – bite	COURT	N/A
99 d.	Vicious Animal – attack	COURT	N/A
100	Vicious Animal – damage or destroy property.	\$ 1000.00	\$ 1500.00
101	Vicious Animal – Running at Large	\$ 1500.00	COURT
102	Failure to notify the Town of Vicious Animal Running at Large	\$ 250.00	\$ 500.00
108 b.	Vicious Animal in Off Leash Area	\$ 500.00	\$ 1000.00