

PROPOSED

CPS2021-0740
ATTACHMENT 1

BYLAW NUMBER 47M2021

BEING A BYLAW OF THE CITY OF CALGARY RESPECTING THE REGULATION, LICENSING AND CONTROL OF ANIMALS IN THE CITY OF CALGARY *****

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

- (a) respecting nuisances;
- (b) respecting wild and domestic animals and activities in relation to them;
- (c) regulating or prohibiting activities; and
- (d) providing for a system of licences, permits or approvals;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:

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

PART 1 – DEFINITIONS AND INTERPRETATION

2. (1) In this Bylaw, unless context otherwise requires:
 - (a) “*Animal*” means any bird, reptile, amphibian, or mammal excluding humans and *Wildlife*;
 - (b) “*Animal Services Centre*” means the *City* facility established for the holding of impounded *Animals* as set out in this Bylaw and where authority is provided to that facility in this Bylaw that authority may be exercised by the Superintendent of that facility or that person’s designate;
 - (c) “*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;
 - (d) “*Bite*” means force applied by an *Animal* by means of its mouth and teeth upon a *Person* or other *Animal*;
 - (e) “*Cemetery*” means land within the *City* and managed and controlled by The *City* that is set apart or used as a place for the burial of dead human bodies or other human remains or in which dead human bodies or other human remains are buried;

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- (f) “*Certified Professional Dog Trainer*” means a person specializing in training dogs who is certified by the Certification Council for Professional Dog Trainers;
- (g) “*Chief Bylaw Officer*” means the person appointed as the Chief Bylaw Enforcement Officer pursuant to Bylaw 60M86, the Bylaw Enforcement Officers Appointment Bylaw, or any person receiving delegated powers from the *Chief Bylaw Officer*;
- (h) “*City*” means the municipal corporation of The City of Calgary or the area contained within the boundary thereof as the context requires;
- (i) “*Court*” means The Provincial Court of Alberta;
- (j) “*Former Owner*” means the *Person* who at the time of impoundment was the *Owner* of an *Animal* which has subsequently been sold or destroyed;
- (k) “*Golf Course*” means land which is set aside for the playing of the game of golf and upon which the game of golf is played;
- (l) “*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*;
- (m) “*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;
- (n) “*Leash*” means material capable of leading or restraining the *Animal* on which it is being used;
- (o) “*Livestock*” includes, but is not limited to:
 - i. a horse, mule, donkey, swine, camel, llama, alpaca, sheep or goat,
 - ii. domestically reared or kept deer, reindeer, moose, elk, or bison,
 - iii. farm bred fur bearing animals including foxes or mink,
 - iv. animals of the bovine species,
 - v. emus, ostriches, chickens, roosters, turkeys, ducks, geese, peacocks, peahens, or pheasants, and
 - vi. all other animals that are kept for agricultural purposes including bee colonies,

but does not include cats, dogs, or other domesticated household pets;

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- (p) “*Livestock Emotional Support Animal*” means a companion *Animal* that a mental health professional has determined provides a benefit for an individual with a disability;
- (q) “*Muzzle*” means a humane device of sufficient strength placed over an *Animal’s* mouth to prevent it from *Biting*;
- (r) “*Nuisance Animal*” means an *Animal* declared to be a *Nuisance Animal* by the *Chief Bylaw Officer* under Part 5 of this Bylaw;
- (s) “*Officer*” means a Bylaw Enforcement Officer appointed pursuant to Bylaw 60M86, a peace officer appointed pursuant to the *Peace Officer Act*, S.A. 2006, c P-3.5, or a police officer under the *Police Act*, R.S.A. 2000, c. P-17;
- (t) “*Off Leash Area*” means a *Park* or a portion of a *Park* which has been designated as an off-leash area by the Director, Calgary Parks pursuant to section 15(2) of the *Parks and Pathways Bylaw* 11M2019;
- (u) “*Owner*” means any *Person* or body corporate:
 - i. who is the licensed owner of the *Animal*;
 - ii. who has legal title to the *Animal*;
 - iii. who has possession, care and control, or custody of the *Animal*, either temporarily or permanently; or
 - iv. who harbours the *Animal*, or allows the *Animal* to remain on that *Person’s* premises;
- (v) “*Park*” means a public space controlled by the *City* and set aside as a park to be used by the public for rest, recreation, exercise, pleasure, amusement, cultural heritage, education, appreciation of nature, and enjoyment and includes:
 - i. *Playgrounds*;
 - ii. *Cemeteries*;
 - iii. natural areas;
 - iv. *Sports Field*;
 - v. *Pathways*;
 - vi. trails; and
 - vii. park roadways;

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but does not include *Golf Courses*;

- (w) “*Pathway*” means a multi-purpose thoroughfare controlled by The *City* and set aside for use by pedestrians, cyclists and *Persons* 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;
- (x) “*Person*” means an individual or a business entity including a firm, partnership, association, corporation or society;
- (y) “*Playground*” means land within the *City* and controlled by The *City* upon which apparatus such as swings and slides are placed;
- (z) “*Running at Large*” means:
 - i. 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, trestleway, sidewalk (including the boulevard portion of the sidewalk), *Park* or other public place which has not been designated as an *Off Leash Area*, or
 - ii. an *Animal* or *Animals* which are under the control of a *Person* responsible by means of a *Leash* and which cause damage to *Persons*, property or other *Animals*;
- (aa) “*School Ground*” means that area of land adjacent to a school and that is property owned or occupied by the Calgary Board of Education or the Calgary Catholic Board of Education and includes property owned or occupied with another party or The *City*;
- (bb) “*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 dogs that are no longer actively being used as a service dog;
- (cc) “*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 *Chief Bylaw Officer*, upon hearing the evidence;
- (dd) “*Sports Field*” means land within the *City* and controlled by The *City* which is set apart and used for the playing of a sport including baseball diamonds, field hockey or cricket pitches, and rugby, soccer or football fields;

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- (ee) “*Tag*” means a permanent identification tag issued by the *City* showing the licence number for a specific dog or cat and 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;
 - (ff) “*Urban Livestock*” means the keeping of bee colonies, pigeons, or hens within the *City*;
 - (gg) “*Vicious Animal*” means an *Animal* declared to be a Vicious Animal by the *Chief Bylaw Officer* under Part 6 of this Bylaw or by the Licence and Community Standards Appeal Board or an *Animal* that has been previously determined to be a Vicious Animal under Bylaw 23M89 or Bylaw 23M2006;
 - (hh) “*Wading or Swimming Area*” means any area designated as an outdoor wading or swimming area. This must include any decks surrounding such facility and must include that area within twenty (20) metres in all directions of the outside dimensions of such facility unless the *Park* boundary is a lesser distance;
 - (ii) “*Wildlife*” has the same meaning as that term is 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.
- (2) 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.
 - (3) 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.
 - (4) Any heading, 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.
 - (5) 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.
 - (6) All the schedules attached to this Bylaw shall form a part of this Bylaw.
 - (7) This Bylaw does not apply to the *City* in respect of *Animals* used by or on behalf of the *City* for the purpose of land management, including weed control, on *City*-owned lands.

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PART 2 – LICENSING REQUIREMENTS

Licences Required

3. (1) A *Person* must not own or keep any dog within the *City* without a valid and subsisting dog licence for that dog.
- (2) A *Person* must not own or keep any cat within the *City* without a valid and subsisting cat licence for that cat.
4. It is a defence to a charge under section 3 that the dog or cat is a puppy or kitten under 3 months old, has not been found *Running at Large*, and has not been declared a *Nuisance Animal* or a *Vicious Animal*.

Administration of Licences

5. The *Chief Bylaw Officer* is authorized to issue, renew, or revoke:

- (a) Altered and unaltered dog licences;
- (b) Altered and unaltered cat licences;
- (c) *Nuisance Animal* licences; and
- (d) *Vicious Animal* licences;

and corresponding *Tags*, to *Persons* who apply for one or more of these licences in accordance with the requirements of this Bylaw.

6. *Persons* applying for one or more of the licences referred to in section 5 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 *Chief Bylaw Officer*, 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 *Chief Bylaw Officer*;

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- (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.
- 7.
- (1) A *Person* must not give false information when applying for a licence under this Part.
 - (2) An *Owner* must notify the *Chief Bylaw Officer* forthwith of any change with respect to any information provided in an application for a licence under this Bylaw.
 - (3) Licences are not transferable.
 - (4) *Service Dogs* must make an application for a licence but are exempt from the payment of fees for such licence.
 - (5) Upon losing a *Tag*, an *Owner* of a licensed *Animal* must contact the *Animal Services Centre* in order to obtain a new *Tag* and must pay the fee set out in Schedule “A” of this Bylaw for that replacement *Tag*.
 - (6) No *Person* is entitled to a licence rebate under this Bylaw except that the *Chief Bylaw Officer* may issue two-year termed licences at double the annual fee specified in Schedule “A” for the year within which the purchase is made.
 - (7) Subsection (6) does not apply to *Nuisance Animal* licences or *Vicious Animal* licences.
 - (8) The *Chief Bylaw Officer* 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

- 8.
- (1) For clarity, in subsection (2) below, the term “licensed *Animal*” refers to an *Owner’s* licensed altered or unaltered cat, dog, *Nuisance Animal* or *Vicious Animal*.
 - (2) An *Owner* of a licensed *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 *Animal Services Centre* 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

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- (e) obtain a licence on or before the day specified by the *Animal Services Centre* as the expiry date of the licence that corresponds to that *Animal*.
- (3) An *Owner* of an *Animal* may, in place of ensuring the *Animal* wears a *Tag* pursuant to subsection 2(a) above, ensure that the *Animal* bears a visible tattoo or microchip that identifies the *Animal* and *Owner*.
- (4) An *Owner* of a licensed *Animal* must notify the *Animal Services Centre* 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

- 9.
 - (1) A *Person* must not own more than six (6) dogs and six (6) cats that are more than three months of age.
 - (2) A *Person* must not permit more than six (6) dogs and six (6) cats that are more than three months of age to reside in one dwelling unit.
 - (3) A valid and subsisting Excess Animal Permit issued by the *Chief Bylaw Officer* is a defence to a charge under subsections (1) and (2).
 - (4) It is also a defence to a charge under subsections (1) and (2) that the *Owner* owned the *Animal* and had them licensed prior to this Bylaw coming into force and provided that the *Owner* does not foster, adopt, breed, or purchase more *Animals*.
 - (5) Subsections (1) and (2) do not apply to veterinarian clinics and not-for-profit animal rescue organizations incorporated under the laws of Alberta.
- 10.
 - (1) The *Chief Bylaw Officer* may issue Excess Animal Permits to:
 - (a) breeders;
 - (b) a *Person* fostering an *Animal* under the supervision of a not-for-profit organization that rescues and adopts out *Animals*; or
 - (c) any other *Persons* who, in the opinion of the *Chief Bylaw Officer*, reasonably requires a permit.
 - (2) The *Chief Bylaw Officer* may revoke an Excess Animal Permit at any time.

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PART 3 – OWNER RESPONSIBLE FOR BEHAVIOUR OF ANIMAL

Keeping Animals under Control

11. (1) The *Owner* of an *Animal* must ensure that the *Owner's Animal* is not *Running at Large*.
- (2) Notwithstanding subsection (1), 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*.
- (3) 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*.
- (4) An *Owner* must not allow an *Animal* other than a dog to enter into or remain in an *Off Leash Area*.
- (5) The *Owner* of a dog in an *Off Leash Area* must ensure that such dog is under control at all times.
- (6) 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*;
 - (e) Whether the dog caused damage to property.
- (7) An *Owner* must not have more than 6 dogs off *Leash* in an *Off Leash Area* at one time.
- (8) An *Owner* who fails to immediately restrain and remove a dog upon it engaging in any of the activities listed in Section 22 (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.
- (9) Nothing in this Section relieves an *Owner* from complying with any other provisions of this Bylaw.

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Dogs Not Permitted

12. An *Owner of Vicious Animal* must not permit such *Animal* to be in an *Off Leash Area* at any time whether *Leashed* or not.
13.
 - (1) 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, Wading or Swimming Area*; or
 - (b) any other area where dogs are prohibited by posted signs.
 - (2) 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 Wading or Swimming Area, a Sports Field, a Golf Course or a Cemetery*.
 - (3) The *Owner* of a dog must ensure that such dog does not leave a *Pathway* or trail while in the following *Parks*:
 - (a) Griffith Woods;
 - (b) the Weaselhead Park;
 - (c) the area of Nose Hill Park as designated by the Director, Calgary Parks; or
 - (d) any other *Park* or portion of *Park* as designated by the Director, Calgary Parks as a *Park* where a *Person* must not leave a *Pathway* or trail pursuant to Bylaw 11M2019.
 - (4) 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.
 - (5) Whether or not a dog is interfering or obstructing another *Pathway* user pursuant to subsection (4) 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

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- (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.
- (6) The *Owner* of a dog or any other *Animal* must ensure that such dog or other *Animal* does not enter or remain in the *Park* known as Prince's Island Park, or on the pedestrian bridges to the *Park* whether on or off *Leash* at any time on the following two (2) designated days of each year:
 - (a) July 01 – Canada Day; and
 - (b) the first Monday of August – Heritage Day.
- 14. The *Owner* of any *Animal* must ensure that such *Animal* does not enter or remain in the water or upon the ice of the Glenmore Reservoir at any time.

Cycling, skateboarding, e-scootering etc. with Animals

- 15. (1) 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*.
- (2) Subsection (1) does not apply to *Owners* operating a device designed for *Persons* with disabilities.

Unattended Animals

- 16. (1) 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.
- (2) 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.
- (3) 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.
- (4) 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* has suitable ventilation.
- (5) Notwithstanding subsection 4(b), the *Owner* of an *Animal* must not leave an *Animal* unattended in a motor vehicle when the temperature outdoors is below minus 15 (fifteen) Celsius or above plus 15 (fifteen) degrees Celsius.

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Securing Animals in Vehicles

17. (1) 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.
- (2) 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.
- (3) Notwithstanding subsection (2), an *Owner* may allow an *Animal* to be outside the passenger cab of a motor vehicle, including riding in the back of a pick up truck or flat bed 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.
- (4) 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

18. (1) An *Owner* of an *Animal* suspected of having rabies must immediately report the matter to The Canadian Food Inspection Agency, Alberta’s Medical Officer of Health, or to the *Chief Bylaw Officer*.
- (2) An *Owner* of an *Animal* suspected of having rabies must confine or isolate the *Animal*, in such a manner as prescribed so as to prevent further spread of the disease.
- (3) An *Owner* of an *Animal* suspected of having rabies must keep the *Animal* humanely confined for not less than ten (10) days at the cost of the *Owner*.

NUISANCES

Removing Excrement

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

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Noise

20. (1) 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*.
- (2) Whether any sound annoys or disturbs a *Person*, or otherwise constitutes objectionable noise, is a question of fact to be determined by a *Court* hearing a prosecution pursuant to this section of the Bylaw.

Scattering Garbage

21. 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

22. The *Owner* of an *Animal* must ensure that such *Animal* does not:
- (1) *Bite*, bark at, or chase stock, *Animals*, bicycles, automobiles, or other vehicles;
 - (2) chase or otherwise threaten a *Person* or *Persons*, whether on the property of the *Owner* or not;
 - (3) cause damage to property or other *Animals*, whether on the property of the *Owner* or not;
 - (4) do any act that injures a *Person* or *Persons*, whether on the property of the *Owner* or not;
 - (5) *Bite* a *Person* or *Persons*, whether on the property of the *Owner* or not;
 - (6) *Attack* a *Person* or *Persons*, whether on the property of the *Owner* or not;
 - (7) *Attack* another *Animal* causing *Severe Injury*, whether on the property of the *Owner* or not;
 - (8) cause death to another *Animal*; or
 - (9) *Attack* a *Person* or *Persons*, whether on the property of the *Owner* or not, causing *Severe Injury*.
23. No *Owner* must use or direct an *Animal* to *Attack*, chase, harass or threaten a *Person* or *Animal*.

Duty to Report Bite

24. An *Owner* must make a report within twenty-four (24) hours if the *Owner's Animal* *Bites* a *Person* or another *Animal* by:

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- (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) using *The City's* 311 service by phone or online to provide the information requested by that service in response to a *Bite* report.

PART 4 – URBAN LIVESTOCK

Keeping of Livestock Prohibited

25. (1) A *Person* must not keep *Livestock* in any area of the *City*.
- (2) Subsection (1) does not apply to:
- (a) a *Person* keeping *Livestock* in an area where the keeping of *Livestock* is allowed under The City of Calgary Land Use Bylaw;
 - (b) a *Person* who has a valid and subsisting *Livestock* licence or permit issued by the *Chief Bylaw Officer* for that *Livestock*;
 - (c) horses ridden in a *Park* which has been designated for horseback riding by the Director, Calgary Parks; or
 - (d) the Calgary Humane Society or the Alberta Society for the Prevention of Cruelty to Animals.
- (3) A *Person* must not keep pigeons, bee colonies, or hens within the *City* without a valid and subsisting *Urban Livestock* licence.
- (4) A *Person* must not keep roosters in the *City*.
- (5) A *Person* must not feed or lure *Wildlife* in the *City*.
- (6) Subsection (5) does not apply to the feeding of birdseed to songbirds.

Horses in Prohibited Area

26. (1) Except in a *Park* or parts of a *Park* which have been designated for horseback riding by the Director, Calgary Parks, a *Person* must not allow a horse owned or controlled by him to be in a *Park*;
- (2) Sections 25(1) and 26(1) do not apply to horses owned and ridden by the Calgary Police Service.

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Applicants for Licences and Permits

27. (1) A *Person* may apply to the *Chief Bylaw Officer* for the following *Livestock* licences and permits:
- (a) an *Urban Livestock* licence that permits that *Person* to own bee colonies, hens, and pigeons;
 - (b) a *Livestock Emotional Support Animal* Permit; or
 - (c) a Temporary Livestock Permit.
- (2) An applicant for a *Livestock* licence or permit must provide the following information in the form required by the *Chief Bylaw Officer*:
- (a) A site plan for where the *Livestock* will be kept;
 - (b) Details of any *Housing* that will be placed and maintained for *Livestock* to demonstrate the ability to maintain their physical well-being including details of the positioning of the entrance of any hives;
 - (c) Proof of ownership of the property where the *Livestock* is kept or proof of consent of the property's owner;
 - (d) Proof of completion of any training or mentoring required by the *Chief Bylaw Officer*; and
 - (e) A signed declaration that the applicant will adhere to generally accepted good husbandry or beekeeping practices and complete any necessary provincial registration.
- (3) In addition to the information in subsection (2), an applicant for a *Livestock Emotional Support Animal* Permit must provide information demonstrating that a mental health professional has determined that the companion *Animal* provides a benefit for that applicant's disability.

Conditions on Licences and Permits

28. The following are conditions on all *Livestock* licences and permits:
- (a) A licence or permit holder must not keep *Livestock* in a manner that causes or permits a nuisance or is reasonably likely to disturb the peace of any other individual;
 - (b) A licence or permit holder must keep all *Housing* consistent with what was approved in the application for a licence and in a state of good repair;
 - (c) A licence or permit holder must not keep less than two (2) or more than four (4) hens without approval of the *Chief Bylaw Officer*;

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- (d) A licence or permit holder must not keep more than two (2) bee colonies without approval of the *Chief Bylaw Officer* except that the licence or permit holder may keep more than two (2) bee colonies for a one month period of time when splitting an existing colony for hive management;
 - (e) A licence or permit holder must not fly more than thirty (30) pigeons at a time and must not fly pigeons that have been fed within two (2) hours prior to flying unless exempt from this requirement by the *Chief Bylaw Officer*;
 - (f) A licence or permit holder keeping pigeons must maintain membership in good standing of either the Canadian Pigeon Fanciers' Association Inc./Association Canadienne du Pigeon de Fantaisie Inc. or the Canadian Racing Pigeon Union Incorporated, and must band all pigeons kept under the licence or permit with a seamless Club or Association band on their legs;
 - (g) A licence or permit holder must not slaughter a hen or a pigeon within the *City*;
 - (h) A licence or permit holder must not sell or give away the licensed or permitted *Livestock* to another *Person* within the *City* without the approval of the *Chief Bylaw Officer*; and
 - (i) A licence or permit holder must notify the *City* if the *Livestock* is being relocated or moved within the *City* and must agree to an inspection of any new location.
29. Despite subsection 28(g) a licence or permit holder may take hens or pigeons to be euthanized by a licenced veterinarian or slaughtered at a licensed slaughterhouse in the *City*.
30. 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*.

Authority of Chief Bylaw Officer

31. (1) The *Chief Bylaw Officer* is authorized to issue, renew, and revoke *Livestock* licences and permits in accordance with this Part.
- (2) The *Chief Bylaw Officer* must charge a fee, as set out in Schedule "A", when granting *Livestock* licences and permits pursuant to this Part unless, in the *Chief Bylaw Officer's* opinion, there are compassionate reasons to waive or reduce the fee.
32. Without limiting section 31, the *Chief Bylaw Officer* may refuse to issue a *Livestock* licence or permit where:
- (a) the application is incomplete;

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- (b) the site plan does not provide for sufficient setbacks, or proper siting of a hive, in relation to neighbouring properties or otherwise would not conform to any other requirements under the Land Use Bylaw;
 - (c) the proposed site plan places the *Housing* in the front yard or front setback of the lot; or
 - (d) the applicant has previously committed offences under this Bylaw, the Community Standards Bylaw, or provincial *Animal* welfare or husbandry legislation.
33. In approving or renewing a *Livestock* licence or permit the *Chief Bylaw Officer* may:
- (a) limit or increase the number of bee colonies, pigeons or hens a licence or permit holder is permitted to keep to an amount different than provided for in section 28 above based on the size or shape of the property and/or houses in relation to neighbouring lots and houses; and
 - (b) exempt licence and permit holders from the condition in subsection 28(e) where that requirement is not reasonable due to the type of species of pigeon being kept under the licence or permit.
34. The *Chief Bylaw Officer* may revoke, or refuse to renew any *Livestock* licence or permit where:
- (a) the licence or permit holder has failed to abide by a condition of the licence;
 - (b) the licence or permit holder has filed a false or misleading application;
 - (c) the licence or permit holder has failed to complete a program of training or mentoring required by the *Chief Bylaw Officer*; or
 - (d) the licence or permit holder has kept *Livestock* in a manner that causes a nuisance or is reasonably likely to disturb the peace of any other *Person*.
35. In determining if *Livestock* is a nuisance or is reasonably likely to disturb the peace of any other individual the *Chief Bylaw Officer* may consider one or more of:
- (a) a demonstrated impact on the health or well-being of others;
 - (b) repeated incidents of unruly behaviour such as swarming in bees;
 - (c) repeated complaints of offensive odours, or messy, untidy or unkempt *Housing*;
 - (d) repeated complaints of the *Livestock* defecating while off property of the licence or permit holder;
 - (e) repeated complaints of the *Livestock Running at Large*;

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- (f) demonstrated damage to neighbouring properties; and
 - (g) whether the *Livestock* is being kept in a manner that is contrary to a condition of the *Livestock* licence or permit or is contrary to generally accepted pigeon, hen, or beekeeping standards.
36. In administering *Livestock* licences and permits under this Bylaw the *Chief Bylaw Officer* is authorized to:
- (a) inspect *Livestock* and *Housing* kept by a licence or permit holder at any time to ensure the requirements in this Bylaw are being met;
 - (b) limit the number of *Urban Livestock* licences issued, where done in a fair and equitable manner, in the following circumstances:
 - i. to create and manage an initial pilot program for urban hens; and
 - ii. to ensure the density of bee colonies in any part of the *City* does not exceed available resources for the health of existing colonies;
 - (c) require licence and permit holders to complete a program of training or mentoring related to the type of *Livestock* being kept;
 - (d) consider the standards set out in guidelines and publications of beekeeping, pigeon, and hen associations; and
 - (e) consult with *The City's* planning and development offices.
37. Where a *Person* has contravened a condition of a *Livestock* licence or permit the *Chief Bylaw Officer* may issue a remedial order pursuant to Part 9 of this Bylaw that directs that *Person* to:
- (1) change how that *Person* keeps the *Livestock*;
 - (2) restricts how that *Person* may keep *Livestock* on land the *Person* owns or occupies in a manner directed by the *Chief Bylaw Officer*;
 - (3) limit the number of bee colonies, hens or pigeons kept by the *Person* to a number below what is permitted by this Bylaw;
 - (4) modify, repair, or relocate any *Housing* including any property fences used to keep the *Livestock* contained on the property;
 - (5) change practices in caring for the *Livestock* to conform with generally accepted beekeeping or husbandry standards; or
 - (6) any other action similar to the above that is in the opinion of the *Chief Bylaw Officer* reasonably necessary to ensure the *Livestock* is not a nuisance or not reasonably likely to disturb the peace of others.

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38. The *Chief Bylaw Officer* may issue a remedial order prior to, or in place of, revoking or refusing to renew a licence or permit.

Temporary Livestock Permit

39. (1) The *Chief Bylaw Officer* may grant a permit allowing an *Owner* to keep *Livestock* in the *City* on a temporary basis where, in the opinion of the *Chief Bylaw Officer*, it would be in the public interest to do so.
- (2) The *Chief Bylaw Officer* may place conditions on permits issued pursuant to subsection (1) including limiting the place and time the *Livestock* may be kept and the duration the permit is valid.

Transitional

40. A *Person* who owned bee colonies or pigeons prior to the date this Bylaw is passed will be granted a Temporary Livestock Permit at the time this Bylaw is passed and such permit will expire after a duration of twelve (12) months at which time the *Person* must apply for an *Urban Livestock* licence under this Bylaw to continue keeping the bee colonies or pigeons.
41. A *Person* who owns hens and had a valid and subsisting *Livestock Emotional Support Animal* Permit for such hens prior to the date this Bylaw is passed may be granted an *Urban Livestock* licence under this Bylaw by the *Chief Bylaw Officer* without making an application for one at the time this Bylaw comes into force.

Appeals

42. A *Person* can appeal to the Licence and Community Standards Appeal Board, within the timeframe stated in that bylaw, a decision of the *Chief Bylaw Officer*:
- (a) to refuse to issue a *Livestock* licence or permit;
 - (b) made pursuant to section 33; or
 - (c) to revoke a *Livestock* licence or permit.

PART 5 – NUISANCE ANIMALS

Prohibition

43. A *Person* must not own or keep a *Nuisance Animal* in the *City* without a valid and subsisting *Nuisance Animal* licence.

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Designating an *Animal* a *Nuisance Animal*

44. The *Chief Bylaw Officer* 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

45. Where the *Chief Bylaw Officer* is considering designating an *Animal* as a *Nuisance Animal*, the *Chief Bylaw Officer* must:
- (a) send written notice to the *Owner* 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*

46. (1) Where the *Chief Bylaw Officer* 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 *Chief Bylaw Officer* pursuant to subsection 47(1).
- (2) A *Nuisance Animal* designation continues to apply if the *Animal* is sold, given away or transferred to a new *Owner*.
- (3) 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*.
- (4) 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 dogwalkers, groomers, kennel operators, and veterinarians.

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Nuisance Animal Conditions

47. (1) The *Chief Bylaw Officer* 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 pm and 7:00 am;
 - (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 *Chief Bylaw Officer* is reasonably necessary to reduce the nuisance posed by such *Nuisance Animal*.
- (2) The *Owner* of a *Nuisance Animal* must comply with any conditions imposed by the *Chief Bylaw Officer* pursuant to this section.
- (3) The *Chief Bylaw Officer* can add or remove any conditions at any time after designating an *Animal* as a *Nuisance Animal* on written notice to an *Owner*.
- (4) An *Owner* may apply to have the *Nuisance Animal* designation lifted no more than once per year by written appeal to the *Chief Bylaw Officer*.

Appeal

48. (1) An *Owner* who disagrees with:
- (a) a decision of the *Chief Bylaw Officer* to designate the *Owner's Animal* a *Nuisance Animal*;
 - (b) a decision of the *Chief Bylaw Officer* to confirm the designation of an *Animal* as a *Nuisance Animal* following an annual written appeal; or

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(c) a condition imposed by the *Chief Bylaw Officer* under section 47(1);

may appeal that decision to the Licence and Community Standards Appeal Board in accordance with the timelines set out in Bylaw 50M2011.

- (2) The *Owner* of a *Nuisance Animal* must comply with the responsibilities imposed by this Bylaw despite any pending appeal before the Licence and Community Standards Appeal Board except that the *Owner* is not required, pending a final decision of that Board, to comply with a condition imposed by the *Chief Bylaw Officer* pursuant to subsection 47(1).

PART 6 – VICIOUS ANIMALS

Definitions

49. 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 six (6) foot 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 *Persons* from outside the *Owner’s* household gaining access to the *Animal*.

Prohibition

50. A *Person* must not own or keep a *Vicious Animal* in the *City* without a valid and subsisting *Vicious Animal* licence.

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Designating an Animal a *Vicious Animal*

51. The *Chief Bylaw Officer* 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 *City*.

Notice and Submissions

52. Where the *Chief Bylaw Officer* is considering designating an *Animal* as a *Vicious Animal*, the *Chief Bylaw Officer* must:
- (a) send written notice to the *Owner* 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 receipt of the notice on whether such *Animal* should be designated as a *Vicious 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*.

Seizure Pending a Decision

53. The *Chief Bylaw Officer* may order the *Owner* of an *Animal* alleged to be a *Vicious Animal* to surrender the *Animal* to an *Officer* to be impounded at the *Animal Services Centre* pending the outcome of the *Chief Bylaw Officer's* decision on whether the *Animal* should be designated a *Vicious Animal* and any related appeal.

Designation Decision

54. (1) Where the *Chief Bylaw Officer* 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 *Chief Bylaw Officer* pursuant to section 57(1).
- (2) A *Vicious Animal* designation continues to apply if the *Animal* is sold, given away or transferred to a new *Owner*.
- (3) 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*.

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- (4) 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 dogwalkers, groomers, kennel operators, and veterinarians.

Transitional

55. (1) An *Owner* of an *Animal* that was declared a *Vicious Animal* pursuant to Bylaw 23M2006 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* pursuant to Bylaw 23M2006.
- (2) The *Chief Bylaw Officer* may impose conditions pursuant to section 57(1) of this Bylaw on a *Vicious Animal* designated as such pursuant to Bylaw 23M2006 and the *Owner* must comply with all responsibilities set out in this Bylaw on *Owners* of *Vicious Animals*.

Conditions on Vicious Animals

56. (1) Where the *Chief Bylaw Officer* 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 *Chief Bylaw Officer*;
- (b) if the *Animal* is in an unaltered state, within 10 (ten) 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);
- (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

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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*; 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 a sign on the *Owner's* premises warning of the presence of the *Animal* in the form illustrated in Schedule "E" and must ensure that:
 - (i) the sign 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) the sign 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.
- (2) 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

57. (1) The *Chief Bylaw Officer* 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 *Chief Bylaw Officer* is reasonably necessary to ensure the health and safety of *Persons* in the *City*.
- (2) The *Owner* of a *Vicious Animal* must comply with any conditions imposed by the *Chief Bylaw Officer* pursuant to this section.

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- (3) The *Chief Bylaw Officer* can add or remove any conditions at any time after designating an *Animal* as a *Vicious Animal* on written notice to an *Owner*.

Selling, Transferring, or Gifting *Vicious Animals*

58. The *Owner* of a *Vicious Animal* must:
 - (a) notify the *Chief Bylaw Officer* 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 *Chief Bylaw Officer*.

Offences involving *Vicious Animals*

59. (1) 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*.
- (2) The *Owner* of a *Vicious Animal* must ensure that such *Animal* does not damage or destroy public or private property.
- (3) The *Owner* of a *Vicious Animal* must ensure that such *Animal* is not *Running at Large*.
- (4) The *Owner* of a *Vicious Animal* must notify the *Animal Services Centre* if the *Animal* is *Running at Large*.

Appeal

60. (1) An *Owner* who disagrees with a decision of the *Chief Bylaw Officer* to designate the *Owner's Animal* a *Vicious Animal* or who disagrees with any condition imposed by the *Chief Bylaw Officer* pursuant to section 57(1) may appeal that decision to the Licence and Community Standards Appeal Board in accordance with the timelines set out in Bylaw 50M2011.
- (2) The *Owner* of a *Vicious Animal* must comply with the responsibilities imposed by this Bylaw despite any pending appeal before the Licence and Community Standards Appeal Board except that the *Owner* is not required, pending a final decision of that Board, to comply with the requirement to spay or neuter the *Animal* pursuant to section 56(1)(b) or any condition imposed by the *Chief Bylaw Officer* pursuant to section 57(1).

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- (3) Nothing in this Bylaw precludes the *Chief Bylaw Officer* 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

Authority of Animal Services Centre

61. (1) The *Animal Services Centre* may impound and hold any *Animals* that have been surrendered or seized pursuant to this Bylaw until such time as they are reclaimed by their *Owners* in accordance with the provisions of this Bylaw or are deemed by this Bylaw to be unclaimed.
- (2) The *Animal Services Centre* may receive *Animals* into protective care pursuant to fire, flood, or other reasons and retain such *Animals* temporarily and at the end of the protective care period, if no other arrangements are made between the *Owner* and the *Animal Services Centre*, treat such *Animals* as impounded *Animals*.
- (3) The *Animal Services Centre* may charge *Owners* of any *Animals* that are being held fees for costs of impoundment and may charge fees to an *Owner* for the care of that *Owner's Animal* while such *Animal* is at the *Animal Services Centre* pursuant to Schedule "B".
- (4) An *Animal* is deemed by this Bylaw to be unclaimed when:
- (a) It has been retained in the *Animal Services Centre* for seventy-two (72) hours after the *Owner* has acknowledged receiving the notice of impoundment, or is deemed to have received such notice, and the *Owner* has failed to reclaim the *Animal* in accordance with the provisions of this Bylaw; or
- (b) It has been retained in the *Animal Services Centre* for seventy-two (72) hours, if the name and address of the *Owner* is not known.
- (5) The *Animal Services Centre* may retain an *Animal* for a longer period if in its opinion the circumstances warrant the expense or there are reasonable grounds to believe that the *Animal* is a continued danger to *Persons*, *Animals*, or property.
- (6) The *Animal Services Centre* may implant a microchip in any *Animal* found *Running at Large* more than once in the *City* or any *Animal* that has become the property of *The City* under this Bylaw.
- (7) The *Animal Services Centre* may offer for sale, euthanize, or adopt out all unclaimed *Animals* which have been received at the Centre.

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- (8) The *Animal Services Centre* must not sell, euthanize, or adopt out an impounded *Animal*, including any *Nuisance Animal* or *Vicious Animal*, until such *Animal* is deemed unclaimed.

Seizure and Impoundment

62. (1) 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 *Chief Bylaw Officer's* determination on whether the *Animal* should be designated as a *Vicious Animal* and pending any related appeal to the Licence and Community Standards Appeal Board; 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.
- (2) Notwithstanding subsection (1)(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.
- (3) Conditions to contain and control an *Animal* under subsection (2) 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*;

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- (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.
63. A *Person* who takes control of any stray dog or cat, *Nuisance Animal* or *Vicious Animal*, must notify the *Animal Services Centre* or the *Chief Bylaw Officer* immediately and provide any required information.

Notice of Impoundment

64. 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 *Animal Services Centre*.

Reclaiming Animal

65. (1) The *Owner* of any impounded *Animal*, *Nuisance Animal* or *Vicious Animal* may reclaim the *Animal*, *Nuisance Animal* or *Vicious Animal* by:
- (a) paying the costs of impoundment as set out in Schedule "B" to this Bylaw;
 - (b) where a licence is required under this Bylaw, obtaining the licence for such *Animal*, *Nuisance Animal* or *Vicious Animal*; and
 - (c) demonstrating compliance with any conditions on such *Animal's* licence imposed by the *Chief Bylaw Officer* or the Licence and Community Standards Appeal Board.
- (2) Where an *Animal*, *Nuisance Animal* or *Vicious Animal* is claimed, the *Owner* must also provide proof of ownership of the *Animal*.

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- (3) 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

66. The *Animal Services Centre* may, before selling an unclaimed *Animal*, require that the *Animal* be spayed or neutered.
67. Where the *Animal Services Centre* agrees to euthanize an *Animal* the *Owner* must pay a fee as set out in Schedule "B" of this Bylaw.
68. The purchaser of an *Animal* from the *Animal Services Centre* pursuant to the provisions of this Bylaw will obtain full right and title to it and the right and title of the *Former Owner* of the *Animal* ends.

Bylaw Investigations

69. 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*.
70. Subject to the entry notice provisions of the *Municipal Government Act*, R.S.A. 2000 c.M-26, a designated officer of the *City*, 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

71. 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

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- (f) provide a false name or licence number for an *Animal* or *Owner* to an *Officer*.

72. A *Person* must not interfere with or attempt to obstruct an *Officer* who is attempting to conduct an inspection pursuant to section 70.

Interfering with an Animal

73. 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 *City*;
- (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;

74. Section 73 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

75. Where this Bylaw requires the *Chief Bylaw Officer* or the *Animal Services Centre* 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

76. The *Chief Bylaw Officer* may permit a not-for-profit entity to operate a trap, neuter and release program for cats or other *Animals* in the *City* on such terms and conditions that the *Chief Bylaw Officer* considers appropriate and such permit exempts the entity:

- (a) from the requirement to license *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.

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PART 8 – AUTHORITY TO DELEGATE FURTHER

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

PART 9 – ENFORCEMENT

Offences and Penalties

78. If an *Animal* is involved in a contravention of this Bylaw, the *Owner* of that *Animal* is guilty of an offence.
79. (1) 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.
- (2) 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.

Violation Tickets and Penalties

80. (1) Where an *Officer* believes that a *Person* has contravened any provision of this Bylaw, that *Officer* may commence proceedings by issuing a summons by means of a violation ticket in accordance with Part 2 of the *Provincial Offences Procedure Act*, R.S.A. 2000, c.P-34.
- (2) The specified penalty payable in respect of a contravention of a provision of this Bylaw is the amount shown in Schedule "C" of this Bylaw in respect of that provision.
- (3) Notwithstanding subsection (2):
- (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 "C" of this Bylaw in respect of that provision, and

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- (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 "C" of this Bylaw in respect of that provision.

Nuisance and Vicious Animal Fines

- 81. (1) Subsections 80(2) and (3) do not apply to *Vicious Animals*.
- (2) 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 "D" regarding *Vicious Animals*.
- (3) The specified fines on summary conviction in respect of a contravention of sections 43, 46(3), 46(4), 47(1)(a), (b), (c), (d), (e), (f), and (g) of this Bylaw shall be the same amounts shown in Schedule "D" regarding *Nuisance Animals*.

Increased Fines for Unaltered Animals

- 82. The early payment and specified fines in Schedule "C" in respect of a contravention of Sections 11(1) and 22(1)-(9) of this Bylaw are increased by one hundred dollars (\$100.00) where the *Animal* involved in the offence was unaltered.

Continuing Offences

- 83. 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

- 84. 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

- 85. 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

- 86. 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:

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- (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

- 87. (1) The onus of proving a *Person* has a valid and subsisting licence is on the *Person* alleging the licence.
- (2) The onus of proving the age of an *Animal* is on the *Person* alleging the age.
- (3) The onus of proving that an *Animal* is altered is on the *Owner* of the *Animal*.

Licences

- 88. (1) A *Person* must not contravene a condition of any licence issued under this Bylaw.
- (2) Licences are not transferable from one *Person* to another and attach to a *Person*, not the *Animal*.

Early Payment Option

- 89. (1) Where an *Officer* believes that a *Person* has contravened a section of this Bylaw, the *Officer* may commence proceedings against the *Person* by issuing a Penalty Tag to the *Person*.
- (2) A Penalty Tag must set out a specified penalty for the contravention, and may provide for early payment amounts.
- (3) If a *Person* who contravened a section of this Bylaw pays the early payment amount or the specified penalty amount, within the times and in the manner set out on the Penalty Tag, that payment will be accepted in place of prosecution under the Provincial Offences Procedures Act R.S.A 2000 c. p- 34.
- (4) If payments referred to in subsection (3) are not made within the times and in the manner set out on the Penalty Tag, a Violation Ticket may be issued to the *Person* who was issued the Penalty Tag in accordance with the Provincial Offences Procedures Act R.S.A 2000 c. p-34.
- (5) Nothing in this section shall:
 - (a) prevent any *Person* from exercising their right to defend any charge of committing a breach of a section of this Bylaw; or
 - (b) prevent an *Officer*, in lieu of serving a Penalty Tag, from issuing a Violation Ticket to a *Person* pursuant to the Provincial Offences Procedures Act R.S.A 2000 c. p-34.

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- (6) The specified penalties and early payment amounts for a contravention of a section of this Bylaw, are as set out in Schedule “C” and “D”, which shall form part of this Bylaw.

Remedial Orders

90. (1) Where a *Person* has contravened any provision of this Bylaw, a remedial order may be issued by the *Chief Bylaw Officer* requiring the *Person* to remedy the contravention pursuant to section 545 of the *Municipal Government Act* R.S.A. 2000 c. M-26.
- (2) 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 *City* 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 *City* under this section are an amount owing to the *City* by the *Person* to whom the order is directed pursuant to section 549(3) of the *Act*;
 - (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;
 - (k) indicate that the remedial order may be appealed to the License and Community Standards Appeal Board, if a notice of appeal is filed in writing with the City Clerk within fourteen days of the receipt of the remedial order.

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- (3) 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.
- (4) 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;
- and the remedial order shall be deemed to be served upon the expiry of 3 days after the remedial order is posted.
- (5) A *Person* who fails to comply with a remedial order within the time set out in the remedial order commits an offence.

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- (6) Where the *City* effects a remedial order, *City* employees and agents may enter an owner's property upon reasonable notice to undertake the removal and restoration work.

PART 10 – TRANSITIONAL

Validity of Existing Licences

91. All licences issued under Bylaw 23M2006, the Responsible Pet Ownership Bylaw, remain valid until the term of such a licence expires unless revoked earlier.

Repeal

92. Bylaw 23M2006, the Responsible Pet Ownership Bylaw, is hereby repealed on the date this Bylaw comes into force.

Coming into Force

93. This Bylaw comes into force on January 1st, 2022.

READ A FIRST TIME ON _____

READ A SECOND TIME ON _____

READ A THIRD TIME ON _____

MAYOR

SIGNED ON _____

CITY CLERK

SIGNED ON _____

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SCHEDULE "A"

LICENCE & PERMIT FEES

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
Male or Female Unaltered Dogs	\$ 65	\$ 66	\$ 67	\$ 68
Neutered Male or Spayed Female Dogs	\$ 40	\$ 41	\$ 42	\$ 43
All Unaltered Dogs Under the Age of 6 Months at the Time the Licence is Purchased	\$ 40	\$ 41	\$ 42	\$ 43
Vicious Animal Licence Fee	\$ 283	\$ 289	\$ 294	\$ 300
Nuisance Animal Licence Fee	\$ 112	\$ 114	\$ 116	\$ 119
Male or Female Unaltered Cats	\$ 38	\$ 39	\$ 40	\$ 41
Neutered Male or Spayed Female Cats	\$ 18	\$ 19	\$ 19	\$ 20
All Unaltered Cats Under the Age of 6 Months at the Time the Licence is Purchased	\$ 18	\$ 19	\$ 19	\$ 20
Replacement Tag	\$ 5	\$ 5	\$ 5	\$ 5
Urban Livestock Licence – Bee Colonies	N/A	N/A	N/A	\$ 10
Urban Livestock Licence - Hens	N/A	N/A	N/A	\$ 69
Urban Livestock Licence - Pigeons	N/A	N/A	N/A	\$ 10
Livestock Emotional Support Animal Permit	\$ 66	\$ 67	\$ 68	\$ 69
Temporary Livestock Permit	N/A	N/A	N/A	\$ 69

PROPOSED

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SCHEDULE "B"

AMOUNT(S) TO BE PAID TO THE ANIMAL SERVICES CENTRE BY OWNER OF ANIMAL IN ORDER TO RECLAIM OR DESTROY AN IMPOUNDED ANIMAL

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
Dog Impoundment Fees	\$ 43 plus GST	\$ 44 plus GST	\$ 45 plus GST	\$ 46 plus GST
Cat Impoundment Fees	\$ 43 plus GST	\$ 44 plus GST	\$ 45 plus GST	\$ 46 plus GST
Vicious Animal Impoundment Fees	\$ 283 plus GST	\$ 289 plus GST	\$ 294 plus GST	\$ 300 plus GST
Dogs/Vicious Animals - Care and Sustenance (per day or portion thereof. To Commence at Midnight on the Day of Impoundment)	\$ 28 plus GST	\$ 29 plus GST	\$ 30 plus GST	\$ 31 plus GST
Cats / Animals - Care and Sustenance (per day or portion thereof. To Commence at Midnight on the Day of Impoundment)	\$ 21 plus GST	\$ 22 plus GST	\$ 22 plus GST	\$ 23 plus GST
Veterinary Fees and Services (including microchips and other medical item costs)	Amount Expended			
Destruction of Dog or Cat	\$ 54 plus GST	\$ 55 plus GST	\$ 56 plus GST	\$ 57 plus GST

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SCHEDULE "C"

OFFENCE PENALTIES

Section	Offence	Early Payment Amount 1 (if paid within 15 days after the date of the offence)	Early Payment Amount 2 (if paid 16 to 45 days after the date of the offence)	SPECIFIED PENALTY
3(1)	Unlicensed dog	\$ 100.00	\$ 150.00	\$ 250.00
3(2)	Unlicensed cat	\$ 100.00	\$ 150.00	\$ 250.00
7(1)	Give false information when applying for licence	\$ 250.00	\$ 325.00	\$ 500.00
8(2)(a)	Dog or Cat not wearing <i>Tag</i> identification	\$ 50.00	\$ 60.00	\$ 75.00
9(1), (2)	Own more than 6 <i>Animals</i> or permit more than 6 in one dwelling unit	\$ 100.00	\$ 150.00	\$ 250.00
11(1)	<i>Animal Running at Large</i>	\$ 75.00	\$ 110.00	\$ 150.00
11(4)	<i>Animal</i> other than dog in <i>Off Leash Area</i>	\$ 50.00	\$ 70.00	\$ 100.00
11(5)	Dog not under control at <i>Off Leash Area</i>	\$ 50.00	\$ 70.00	\$ 100.00
11(7)	More than 6 dogs off <i>Leash</i> in <i>Off Leash Area</i>	\$ 50.00	\$ 70.00	\$ 100.00
11(8)	Fail to restrain/remove dog from <i>Off Leash Area</i>	\$ 50.00	\$ 70.00	\$ 100.00
13(1), (2), (3), or (6)	Dog in prohibited area	\$ 50.00	\$ 70.00	\$ 100.00
13(4)(a) and (b)	Dog interfere or obstruct <i>Pathway</i> users or in-appropriate <i>Leash</i> length on <i>Pathway</i>	\$ 50.00	\$ 60.00	\$ 75.00

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14	<i>Animal</i> in or on Glenmore Reservoir	\$ 200.00	\$ 250.00	\$ 350.00
15(1)	Dog on <i>Leash</i> while operating conveyance on <i>Pathway</i>	\$ 50.00	\$ 60.00	\$ 75.00
16(1)	Leave <i>Animal</i> unattended while tethered in a public place	\$ 100.00	\$ 130.00	\$ 200.00
16(2)	Leave <i>Animal</i> unattended or out of sight while tethered on private property	\$ 100.00	\$ 130.00	\$ 200.00
16(3)	Tethered <i>Animal</i> too close to property line	\$ 100.00	\$ 130.00	\$ 200.00
16(4)	<i>Animal</i> left unattended in vehicle improperly	\$ 100.00	\$ 130.00	\$ 200.00
16(5)	<i>Animal</i> left unattended in vehicle when weather conditions not suitable	\$ 150.00	\$ 225.00	\$ 350.00
17(2)	<i>Animal</i> outside cab of vehicle	\$ 250.00	\$ 325.00	\$ 500.00
18(1)	Fail to report suspected case of rabies	\$ 250.00	\$ 325.00	\$ 500.00
18(2)	Fail to confine <i>Animal</i> suspected of having rabies	\$ 250.00	\$ 325.00	\$ 500.00
18(3)	Fail to confine <i>Animal</i> suspected of having rabies for 10 days	\$ 250.00	\$ 325.00	\$ 500.00
19	Fail to remove <i>Animal</i> feces	\$ 300.00	\$ 375.00	\$ 500.00
20(1)	<i>Animal</i> disturbing the peace	\$ 100.00	\$ 175.00	\$ 250.00
21	<i>Animal</i> scatter garbage	\$ 50.00	\$ 60.00	\$ 100.00
22(1)	<i>Bite</i> , bark at, or chase stock, <i>Animals</i> , bicycles or vehicles	\$ 50.00	\$ 100.00	\$ 200.00
22(2)	Chase or threaten a <i>Person</i>	\$ 125.00	\$ 150.00	\$ 250.00

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22(3)	Cause damage to property or other <i>Animal</i>	\$ 150.00	\$ 200.00	\$ 300.00
22(4)	<i>Animal</i> injure a <i>Person</i>	\$ 150.00	\$ 200.00	\$ 300.00
22(5)	<i>Animal Bite</i> a <i>Person</i>	\$ 350.00	\$ 400.00	\$ 500.00
22(6)	<i>Animal Attack</i> a <i>Person</i>	\$ 750.00	\$ 850.00	\$ 1000.00
22(7)	<i>Animal Attack</i> another <i>Animal</i> causing <i>Severe Injury</i>	\$ 750.00	\$ 850.00	\$ 1000.00
22(8)	Cause death to <i>Animal</i>	\$ 1000.00	\$ 1300.00	\$ 1750.00
22(9)	<i>Animal Attack</i> a <i>Person</i> causing <i>Severe Injury</i>	\$ 1000.00	\$ 1400.00	\$ 2000.00
23	Direct <i>Animal</i> to <i>Attack</i> , chase, harass or threaten a <i>Person</i> or <i>Animal</i>	\$ 250.00	\$ 325.00	\$ 500.00
24	Fail to report <i>Bite</i>	\$ 250.00	\$ 325.00	\$ 500.00
25(1), (3), (4)	Keep <i>Livestock</i> in prohibited area or without a licence or permit	\$ 100.00	\$ 130.00	\$ 200.00
25(5)	Feed or lure <i>Wildlife</i>	\$ 200.00	\$ 230.00	\$ 300.00
26(1)	Horse in prohibited area	\$ 50.00	\$ 70.00	\$ 100.00
28(a),(b), (c), (d), (e), (f), (g), (h) and (i)	Failure to abide by condition of <i>Urban Livestock</i> licence	\$ 100.00	\$ 130.00	\$ 200.00
39(2)	Failure to abide by condition of Temporary Livestock Permit	\$ 100.00	\$ 130.00	\$ 200.00
71(a)	Obstruct or interfere with <i>Officer</i>	\$ 250.00	\$ 325.00	\$ 500.00
71(b)	Open van or vehicle	\$ 250.00	\$ 325.00	\$ 500.00

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71(c)	Remove or attempt to remove impounded <i>Animal</i>	\$ 250.00	\$ 325.00	\$ 500.00
71(d)	Refuse to comply with <i>Officer's</i> order	\$ 250.00	\$ 325.00	\$ 500.00
71(e)	Refuse to surrender <i>Animal</i>	\$ 250.00	\$ 325.00	\$ 500.00
71(f)	Provide false name or licence number to an <i>Officer</i>	\$ 250.00	\$ 325.00	\$ 500.00
72	Interfere or obstruct <i>Officer</i> conducting inspection	\$ 250.00	\$ 325.00	\$ 500.00
73(a)	Unite, loosen, or free restrained <i>Animal</i>	\$ 250.00	\$ 325.00	\$ 500.00
73(b)	Open gate, door or opening allowing <i>Animal</i> to <i>Run at Large</i>	\$ 250.00	\$ 325.00	\$ 500.00
73(c)	Entice an <i>Animal</i> to <i>Run at Large</i>	\$ 250.00	\$ 325.00	\$ 500.00
73(d)	Tease an <i>Animal</i> in an enclosed space	\$ 250.00	\$ 325.00	\$ 500.00
73(e)	Throw or poke object at <i>Animal</i> in an enclosed space	\$ 250.00	\$ 325.00	\$ 500.00

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SCHEDULE "D"

NUISANCE & VICIOUS ANIMAL OFFENCE PENALTIES

Section	Offence	Early Payment Amount 1 (if paid within 15 days after the date of the offence)	Early Payment Amount 2 (if paid 16 to 45 days after the date of the offence)	Specified Penalty
43	Unlicensed <i>Nuisance Animal</i>	\$ 200.00	\$ 300.00	\$ 500.00
46(3)	Failure to disclose <i>Nuisance Animal</i> designation when selling, giving away or transferring <i>Animal</i>	\$ 200.00	\$ 300.00	\$ 500.00
46(4)	Failure to disclose <i>Nuisance Animal</i> designation to <i>Person</i> providing temporary care	\$ 200.00	\$ 300.00	\$ 500.00
47(1)(a), (b), (c), (d), (e), (f), and (g)	Failure to comply with a <i>Nuisance Animal</i> condition	\$ 500.00	\$ 700.00	\$ 1000.00
50	Unlicensed <i>Vicious Animal</i>	\$ 250.00	\$ 325.00	\$ 500.00
54(3)	Failure to disclose <i>Vicious Animal</i> designation when selling, giving away or transferring <i>Animal</i>	\$ 500.00	\$ 700.00	\$ 1000.00
54(4)	Failure to disclose <i>Vicious Animal</i> designation to <i>Person</i> providing temporary care	\$ 500.00	\$ 700.00	\$ 1000.00
56(1)(a)	Fail to tattoo or implant <i>Vicious Animal</i> with microchip	\$ 500.00	\$ 700.00	\$ 1000.00
56(1)(b)	Fail to neuter/ spay <i>Vicious Animal</i>	\$ 500.00	\$ 700.00	\$ 1000.00

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56(1)(c)	Fail to keep a <i>Vicious Animal</i> confined indoors or otherwise properly under control	\$ 500.00	\$ 700.00	\$ 1000.00
12, 56(1)(d)	<i>Vicious Animal</i> in <i>Off Leash Area</i>	\$ 500.00	\$ 700.00	\$ 1000.00
56(1)(e)	Fail to post <i>Vicious Animal</i> sign	\$ 500.00	\$ 700.00	\$ 1000.00
56(1)(f)	<i>Vicious Animal</i> not wearing <i>Tag</i>	\$ 250.00	\$ 325.00	\$ 500.00
57(1)(a), (b), (c), (d)	Fail to abide by <i>Vicious Animal</i> condition	\$ 500.00	\$ 700.00	\$ 1000.00
58	Fail to notify <i>Animal Services Centre</i> of sale, gift, transfer or death of <i>Vicious Animal</i>	\$ 500.00	\$ 700.00	\$ 1000.00
59(1)(a)	<i>Vicious Animal</i> – Chase	N/A	N/A	\$ 1500.00
59(1)(b)	<i>Vicious Animal</i> – Injure	N/A	N/A	\$ 2000.00
59(1)(c)	<i>Vicious Animal</i> – Bite	N/A	N/A	\$ 2500.00
59(1)(d)	<i>Vicious Animal</i> – Attack	N/A	N/A	\$ 3000.00
59(2)	<i>Vicious Animal</i> – Damage or destroy property	N/A	N/A	\$ 1500.00
59(3)	<i>Vicious Animal</i> – Running at Large	N/A	N/A	\$ 1500.00
59(4)	Fail to notify <i>Animal Services Centre</i> of <i>Vicious Animal Running at Large</i>	\$ 250.00	\$ 300.00	\$ 500.00

PROPOSED

BYLAW NUMBER 47M2021

SCHEDULE "E"

VICIOUS ANIMAL SIGN

Form required for a Vicious Animal sign pursuant to the Bylaw



21-0013259 - ADV-8508

Responsible Pet Ownership
Bylaw 47M2021