



Staff Report

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TO: Mayor and Council
FROM: Lisa Ford, Deputy Corporate Officer
DATE: October 23, 2023
SUBJECT: Responsible Pet Ownership Bylaw No. 868, 2023, Adoption
ATTACHMENT(S): Responsible Pet Ownership Bylaw No. 868, 2023

STRATEGIC GOALS & PRIORITIES:

This report complies with the following strategic goals set out by Council:

- Community Engagement

RECOMMENDED RESOLUTION:

"THAT, Responsible Pet Ownership Bylaw No. 868, 2023 receive its final reading and be adopted this 23rd day of October 2023."

PURPOSE:

To proceed with the final reading and adoption of Responsible Pet Ownership Bylaw No. 868, 2023.

BACKGROUND:

At the Regular Council Meeting on Monday, October 10, 2023, Responsible Pet Ownership Bylaw No. 868, 2023 received its first three readings.

FINANCIAL IMPLICATIONS:

None.

COMMENTS & DISCUSSION:

Responsible Pet Ownership Bylaw No. 868, 2023 is attached to this report, with a recommended resolution for its final reading and adoption.

ALTERNATIVE OPTIONS:

Council may choose not to proceed with the final reading and adoption of Responsible Pet Ownership Bylaw No. 868, 2023.

SUMMARY & CONCLUSION:

Staff are seeking a resolution from Council for the final reading and adoption of Responsible Pet Ownership Bylaw No. 868, 2023.

RESPECTFULLY SUBMITTED:

A handwritten signature in black ink that reads "Lisa Ford". The signature is written in a cursive style with a large, stylized "L" and "F".

Lisa Ford
Deputy Corporate Officer

The District of Taylor's guiding principle is "Safety, Family, then Work."

**DISTRICT OF TAYLOR
BYLAW NO. 868, 2023**

A Bylaw of the District of Taylor respecting the regulation, licensing, and control of animals in the District of Taylor.

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WHEREAS the Council of the District of Taylor may regulate, prohibit, and impose requirements in relation to animals under the *Community Charter*, including bylaw enforcement and related matters;

NOW THEREFORE, the Council of the District of Taylor in open meeting assembled, enacts as follows:

- 1. TITLE**
This bylaw may be cited as “Responsible Pet Ownership Bylaw No. 868, 2023.”
- 2. EFFECTIVE DATE**
Responsible Pet Ownership Bylaw No. 868, 2023 will be in effect and imposed as of January 1, 2024.



3. DEFINITIONS

In this Bylaw, unless context otherwise requires:

“AGGRESSIVE DOG” means a dog that:

- (a) has without justifiable provocation displayed aggressive behaviour toward a person or animal; or
- (b) has without justifiable provocation caused a minor injury to a person or animal.

“AGRICULTURE” means the science, occupation, or practice of cultivating the soil, producing crops, and raising livestock to provide food, wool, and other products.

“ANIMAL” means any member of the animal kingdom but excludes the human species.

“AT LARGE” means not being under the direct and continuous control of the Owner either by being:

- (a) securely contained or tethered in or upon the property of its Owner.
- (b) securely confined within a building or escape proof enclosure; or
- (c) in the care and control of a Competent Person who is exercising direct control over it.

“ATTACK” means a Dog, in the absence of Mitigating Factors:

- (a) physically forces Aggressive behaviour on a human or animal; or
- (b) causes injury, disfigurement, temporary or permanent physical or mental disability, or
- (c) death to a human or animal.

“BASIC CARE” means the provision of:

- (a) adequate and appropriate food and potable water in sanitary receptacles;
- (b) shelter in an area of sufficient size and which is maintained to prevent the Animal from suffering discomfort, and which includes clean bedding material;
- (c) adequate exercise suitable for breed; and
- (d) veterinary care as may be required to maintain the health and comfort of the particular Animal.

“BARKING OR CRIES” includes but is not limited to the sound made by a dog barking or howling or any kind of noise continually or sporadically or erratically.

“BITE” means the breaking, puncturing or bruising of the skin caused by the teeth of a Dog or Cat.

“BOULEVARD” means that portion of a highway between the curb or edge of a constructed roadway and the adjacent parcel boundary.

“BYLAW ENFORCEMENT OFFICER” means any person appointed by Council or their designate to administer and enforce the provisions of this Bylaw for the purposes of section 49 of the *Community Charter*.

“BYLAW NOTICE” means a violation notice issued by the District of Taylor in the form of a Door Knocker Notice, Bylaw Warning Notice, or a Letter of Correspondence.

“CAT” means any domestic animal of the *Felis Catus* species irrespective of age or sex.

“CHIEF ADMINISTRATIVE OFFICER” means the Chief Administrative Officer position as defined in the *Community Charter* or the employee of District of Taylor who has been delegated the authority to exercise the powers, duties, and functions of the Chief Administrative Officer under this Bylaw

“COMPETENT PERSON” means a person who is physically and mentally able to control a Dog and to ensure compliance with this Bylaw.



“COUNCIL” means the municipal Council of the District of Taylor.

"DANGEROUS DOG" means a Dog as defined in the *Community Charter*:

- (a) has killed or seriously injured a person;
- (b) has killed or seriously injured a domestic animal, while in a public place or while on private property, other than property owned or occupied by the person responsible for the animal;
or
- (c) a Bylaw Enforcement Officer has reasonable grounds to believe is likely to kill or seriously injure a person.

“DISPOSITION” in relation to a dog, cat or other “pet” means destruction, adoption, or transfer to the SPCA or other animal welfare agency.

“DISTRICT” means the municipal corporation of the District of Taylor

"DIRECTOR” means the Director of Protective Services

“DOG” means any Animal of the canis familiaris species irrespective of age or sex.

“DWELLING UNIT” means one or more habitable rooms when such room or rooms together contain only one set of cooking facilities, to be used for living and sleeping purposes for a household as a functioning set of living quarters, and which has a private entrance either from outside or from a common hall inside a building. A dwelling unit does not include accommodation for the travelling public other than bed and breakfasts.

“EMOTIONAL SUPPORT ANIMAL” means a companion Animal that a mental health professional has determined provides a benefit for an individual with a disability.

“INTACT ANIMAL” means a non-neutered animal or non-spayed female animal.

“KEEP” means own, possess, harbor, or have custody of an Animal, whether temporarily or permanently.

“KENNEL” means a building or structure in which dogs are kept, trained, cared for, boarded, groomed, or kept for any purpose whatsoever.

“LEASH” means a device, or use of a device, made of metal, nylon, or other similar strong material no more than three meters in length and of sufficient strength and design to restrain the size and strength of a dog or cat for which it will be used. One end must remain securely affixed to a collar or harness securely attached to the animal with the other end held by a person capable of always controlling the animal.

“LIVESTOCK” includes, but is not limited to:

- (a) animals of the bovine, equine or ovine and caprinae species; and
- (b) all other Animals that are kept for Agriculture purposes, but does not include cats, dogs, or other domesticated household pets.

“MITIGATING FACTOR” means a circumstance that excuses the aggressive behaviour of a Dog or Cat and includes:

- (a) responding to an attack by a person or aggressive Animal or cat;
- (b) responding to an attack by a person or aggressive Animal or cat on the Dog’s or Cat’s offspring;
- (c) responding to teasing, provocation or torment;
- (d) protecting its Owner from physical harm; or
- (e) defending the real or personal property of its Owner from trespass, damage, or theft.



“MUZZLE” means the application of a device of:

- (a) adequate strength and design;
- (b) that fits over the mouth of a Dog or Cat;
- (c) that cannot be removed by the Dog or Cat;
- (d) prevents the Dog or Cat from biting; and
- (e) does not interfere with the breathing, panting or vision of the Dog, Cat or with the Dog or Cat’s ability to drink.

“NUISANCE ANIMAL” means an animal declared to be a nuisance by the Director.

“OFFICER” means a Bylaw Enforcement Officer, or a police officer.

“OWNER” means a person owning, possessing, harbouring or having charge of an animal or permitting an animal to remain about the persons’ house or premises or to whom a licence for an animal has been issued pursuant to this bylaw and where the Owner is a minor, the person who is the legal guardian or has custody of the minor; **“PARCEL”** means any lot, block of land or other area that is recorded in the records of the Land Title Office.

“PARK” means an area permanently devoted to recreational uses and generally characterized by its natural, historic, or landscaped features, used for both passive and active forms of recreation and does not include stormwater management ponds.

“PERMANENT IDENTIFICATION” means a device for permanently identifying a *dog* or cat that is approved by the BC Society for the Prevention of Cruelty to Animals such as by microchip or tattoo, and that is registered with the BC Pet Registry.

“RESPONSIBLE PERSON” means any person who is over the age of 16 and is physically able to maintain control over the dog or cat.

“RUN AT LARGE” means a dog that is:

- (a) not leashed and under immediate control of a competent person while on a highway or in a park or other public place;
- (b) straying or trespassing on private property; or
- (c) not under the immediate control of a peace officer or security guard while acting in the course of his or her duties.

“SECURE ENCLOSURE” means a structure at least 2 meters in height; having a concrete, stone, or asphalt floor; with wire or steel mesh sides and roof; with the floor securely attached to the sides or the sides embedded in the ground to a minimum depth of thirty centimeters; and constructed and locked in such a fashion as to prevent the escape of a Dog or Cat and to prevent the entry of any persons except those persons authorized by the Owner.

“SERIOUSLY INJURED” means any physical injury that results in broken bones or disfiguring lacerations requiring multiple sutures or cosmetic surgery.

“SERVICE DOG” means any Dog trained and certified by an accredited institution:

- (a) as a law enforcement Dog; or
- (b) to aid a hearing or visually impaired, physically, or developmentally challenged person.

“SPCA” means the society continued under the *Prevention of Cruelty to Animals Act*.

“UNLICENSED DOG/ CAT” means a Dog or Cat:

- (a) for which the license for the current year has not been obtained; or
- (b) to which a license tag is not attached.



“**VETERINARIAN CERTIFICATE**” means a certificate issued by a registered Veterinarian.

4. LIMITS ON PET OWNERSHIP

- 4.1 A Dwelling must not keep more than three (3) dogs and/or three (3) cats that are more than three months of age.
- 4.2 A Person must not permit more than three (3) dogs and/or three (3) cats that are more than three months of age to reside in one dwelling unit.
- 4.3 A valid and subsisting Excess Animal Permit issued by the Director is a defense to a charge under this section.
- 4.4 An Owner who owned the Animal and had them licensed prior to this Bylaw coming into force will be provided an excess animal permit and will be required to not foster, adopt, breed, or purchase more Animals.
- 4.5 This section does not apply to veterinarian clinics and not-for-profit animal rescue organizations incorporated under the laws of British Columbia.
- 4.6 The Director may issue Excess Animal Permits to:
 - (a) breeders;
 - (b) Animal Foster Homes 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 Director, reasonably requires a permit
- 4.7 The Director may revoke an Excess Animal Permit at any time.

5. LICENSING

- 5.1 A Person must not own or keep any dog within the District without a valid and subsisting dog license for that dog.
- 5.2 A Person must not own or keep any cat within the District without a valid and subsisting cat license for that cat.
- 5.3 A Veterinarian Certificate must be provided as proof that the dog or cat has been spayed or neutered.
- 5.4 The Director is authorized to issue, renew, or revoke:
 - (a) Altered and unaltered dog licenses;
 - (b) Altered and unaltered cat licenses;
 - (c) Nuisance Animal / Aggressive Dog licenses; and
 - (d) Dangerous Dog licenses and corresponding Tags, to Persons who apply for one or more of these licenses listed above in accordance with the requirements of this Bylaw.
- 5.5 A person who comes into possession of a dog or cat aged three months or more must apply for a license within one week of the possession date of the animal.
- 5.6 Persons applying for one or more of the licenses 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, Aggressive Dog, or Dangerous Dog including breed, name, gender and age, or other requirements requested by the Director;



- (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, Aggressive Dog or Dangerous Dog;
 - (d) establish to the satisfaction of the Director, when applying for an altered Animal license, that the cat, dog, Nuisance Animal, Aggressive Dog, or Dangerous Dog, is neutered or spayed;
 - (e) provide any other information required by the Director; and
 - (f) make payment in full of the license fee for each altered or unaltered cat, dog, Nuisance Animal, Aggressive Dog, or Dangerous Dog as set out in this Bylaw.
- 5.7 A Person must not give false information when applying for a license under this Part.
- 5.8 An Owner must notify the Director forthwith of any change with respect to any information provided in an application for a license under this Bylaw.
- 5.9 Licenses are not transferable.
- 5.10 A valid Tag must be kept on the collar worn by the dog or cat.
- 5.11 Upon losing a Tag, an Owner of a licensed Animal must contact the District of Taylor in order to obtain a new Tag and pay the fee.
- 5.12 No Person is entitled to a license rebate under this Bylaw.
- 5.13 Licenses are valid from January 1st to December 31st of each year.
- 5.14 Fees are determined by the District of Taylor Fees and Charges Bylaw.
- 5.15 Where a dog or cat is introduced into the District from another local government and a current valid dog license was issued from that local government, the license fee shall be waived for the remainder of the calendar year.

6. OWNER RESPONSIBILITY

- 6.1 Every Owner of an animal will take effective measures to ensure that their pet
- (a) Is not at large;
 - (b) Does not bite or attack a person or another animal; and
 - (c) Does not damage public or private property
- 6.2 Every Owner of a licensed dog or cat will ensure:
- (a) that their animal is leashed while in a public place;
 - (b) that the animal wears a Tag whenever the animal is taken off the property of the Owner; and
 - (c) that such Animal has a valid and subsisting license at all times by applying for and renewing the license in accordance with this Bylaw
- 6.3 An Owner of a licensed Animal must notify the District of any changes to the Owner's mailing address and phone number so that this contact information is kept current at all times.
- 6.4 The Owner of an Animal must ensure that the Owner's Animal is not Running at Large.
- 6.5 Every Owner of a female dog or cat in heat shall keep the animal on the Owner's property and:
- (a) confine indoors; or



- (b) confine within a securely fenced side or rear yard where the fence is of adequate design and dimension to prevent the animal from escaping the yard and any gate in such fenced areas shall be locked at all times when the dog or cat is in the fenced area; or
 - (c) securely leashed or harnessed with a non-retractable leash no more than two metres in length and under the effective control of a Competent Person over the age of sixteen years.
- 6.6 Where an intact female dog or cat to which section 6.5 applies has been impounded, the Bylaw Enforcement Officer may detain such animal at the expense of the Owner while such animal is in heat. The dog or cat may not be released until the Owner accepts responsibility for the control of the animal. Fees will be in accordance with the Pound under contract to the District of Taylor and the District of Taylor Bylaw Notice Enforcement Bylaw
- 6.7 An Owner must immediately remove feces deposited by the Owner's animal on property other than the Owner's property.
- 6.8 An Owner must maintain the premises in which an animal is kept in a clean, sanitary, and inoffensive condition.
- 6.9 No Owner shall permit excrement on his own property to accumulate in such a manner as to be offensive to smell or create unsanitary conditions.
- 6.10 No Owner shall permit or allow their animal where other animals are expressly prohibited.
- 6.11 Every Owner is required to provide basic care to animals in their possession.
- 6.12 No person shall harbor or keep an animal outdoors unless provided with shelter of adequate size to allow the Animal to enter, stand and turn around freely, lie, and sit in a normal position, so as to:
- (a) provide sufficient protection from the elements; cold, wetness and heat, for the breed;
 - (b) provide adequate shade to protect from direct sun;
 - (c) contain dry bedding that will assist with maintaining normal body temperature; and
 - (d) be regularly cleaned and sanitized and all excreta removed at least once per day.
- 6.13 No person shall confine an Animal in any motor vehicle or enclosed area without providing adequate ventilation to prevent the Animal from suffering from distress, discomfort, or injury due to heat or cold.
- 6.14 No person may cause an animal
- (a) to be hitched, tied, or fastened to a fixed object in such a way that the animal is able to leave the boundaries of the Owner's property; or
 - (b) to be hitched, tied, or fastened to a fixed object where a choke, prong, or shock collar forms part of the securing apparatus, or where a rope or cord is tied directly around the animal's neck; or
 - (c) to be tethered other than with a collar that is properly fitted to the animal and attached in a manner that will not injure the animal or enable the animal to injure itself by pulling on the tether; or
 - (d) to be hitched, tied, or fastened to a fixed object except with a tether of sufficient length to enable the full and unrestricted movement of the animal; or
 - (e) to be hitched, tied, or fastened to a fixed object unattended at any time; or



- (f) to be hitched, tied, or fastened to a fixed object for longer than four (4) hours within a 24-hour period.
- 6.15 An Owner who knows or suspects that an Animal has a communicable disease must:
 - (a) isolate the Animal for the period of time that the Animal has a communicable disease;
 - (b) seek the assistance of a qualified veterinarian; and
 - (c) follow the orders of such veterinarian, Bylaw Enforcement Officer, or other provincial officers who have authority to issue orders.
- 6.16 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.
- 6.17 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 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.

7. NUISANCE ANIMALS

- 7.1 If an Animal defecates on any public or private property other than the property of its Owner, the Owner must remove such feces immediately.
- 7.2 The Owner of an Animal must ensure that such Animal does not bark, howl, yowl or otherwise make or cause a noise which disturbs any Person.
- 7.3 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.
- 7.4 The Owner of an Animal must ensure that such Animal does not:
 - (a) Bite, scratch, bark at, or chase pedestrians, other animals, bicycles, automobiles, or other vehicles;
 - (b) chase or otherwise threaten a Person or Persons, whether on the property of the Owner or not;
 - (c) cause damage to property or other Animals, whether on the property of the Owner or not;
 - (d) do any act that injures a Person or Persons, whether on the property of the Owner or not;
 - (e) Bite a Person or Persons, whether on the property of the Owner or not;
 - (f) Attack a Person or Persons, whether on the property of the Owner or not;
 - (g) Attack another Animal causing Severe Injury, whether on the property of the Owner or not;
 - (h) cause death to another Animal; or
 - (i) attack a Person or Persons, whether on the property of the Owner or not, causing Severe Injury.



- 7.5 No Owner must use or direct an Animal to Attack, chase, harass or threaten a Person or Animal.
- 7.6 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 dog or cat license number to the Person who was Bit or whose Animal was Bit or providing that information to an Officer; and
 - (b) informing the District by phone or online to provide the information requested by that service in response to a Bite report.
- 7.7 The Director may designate an Animal to be a Nuisance Animal, and require an Owner to obtain a Nuisance Animal license 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 public area on more than one occasion.
- 7.8 The Director 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; and
 - (f) Any other additional condition that is similar to the above, and in the opinion of the Director is reasonably necessary to reduce the nuisance posed by such Nuisance Animal.
- 7.9 The Owner of a Nuisance Animal must comply with any conditions imposed by the Director pursuant to this section.
- 7.10 The Director can add or remove any conditions at any time after designating an Animal as a Nuisance Animal on written notice to an Owner.

8. DANGEROUS DOGS

- 8.1 Where a dog meets the definition of a dangerous dog, a bylaw officer may issue written notice to the Owner of that dog advising the Owner of the requirements of this bylaw with respect to dangerous dogs and which deems that dog to be a dangerous dog.



- 8.2 The Owner of any dog that has been deemed a dangerous dog by written notice may, within fourteen (14) calendar days of issuance of that written notice, request in writing that the bylaw officer reconsider the decision. The request for consideration must be accompanied by: written reasons why the dog is not a dangerous dog; and a written assessment of the dog, prepared by a dog behaviour specialist within the last six (6) months.
- 8.3 If the written request for reconsideration referenced is received by the municipality within the time specified above, the bylaw officer may provide the Owner and complainant with an opportunity to make representations regarding the dangerous dog. The Director may confirm, reverse, or amend the decision designating the dog as a dangerous dog and may cancel or modify any restriction, requirements or conditions imposed by a bylaw officer and impose any new or additional restrictions, requirements, or conditions as he or she deems necessary or appropriate in the circumstances.
- 8.4 No person shall own or keep any dangerous dog unless the dog has been listed as a dangerous dog with the municipality by an Owner who is over nineteen (19) years of age, and who keeps the dog in compliance with Part 8.5 through 8.8.
- 8.5 The Owner of a dangerous dog has fourteen (14) days to come into compliance with Part 8.6, 8.7, and 8.8 of the bylaw, from the date the dog was deemed a dangerous dog.
- 8.6 The Owner of a dangerous dog shall supply the following documentation to the municipality:
- (a) written confirmation that this dog has been neutered or spayed;
 - (b) written confirmation from a humane animal trainer that the services of such trainer have been retained, at the expense of the dog Owner, for the purpose of providing behavioural remediation to the dog;
 - (c) written confirmation that the Owner, at the Owner's expense, has obtained a policy of liability insurance specifically covering any damages for injuries caused by the dog in an amount not less than five hundred thousand (500,000) dollars, and for every year thereafter that the dog is registered at the District of Taylor; and
 - (d) written confirmation that the dog has permanent identification with the permanent identification information outlined in this bylaw.
- 8.7 Every Owner of a dangerous dog shall:
- (a) secure the dog by a collar and leash that is a maximum length of one (1) metre when not on the Owner's property;
 - (b) ensure that the dog is not running at large within the municipality at any time;
 - (c) keep the dog effectively muzzled to prevent it from biting another animal or human when not on the Owner's property;
 - (d) post a clearly visible sign at all points of entry onto any premises where the dog is being kept, temporarily or permanently, warning that there is a dangerous dog on the premises;
 - (e) at all times while the dog is on the person's premises, keep the securely confined indoors or confined outdoors in an enclosure with a roof and locked entry; and
 - (f) have the dangerous dog photographed and the photo retained at the animal shelter for identification purposes.



- 8.8 The Owner of a dangerous dog must ensure that such dog does not enter or remain in or on:
- (a) school grounds;
 - (b) playgrounds;
 - (c) sports fields;
 - (d) the Golf Course;
 - (e) the Cemetery;
 - (f) any wading or swimming area; or
 - (g) any other area where dogs are prohibited by posted signs: or
 - (h) any area deemed prohibited by the Director.
- 8.9 The Owner of a dangerous dog shall promptly notify the municipality's bylaw officer or director if:
- (a) The dog is found to be running at large; or
 - (b) The dog's Owner or place of residence changes; or the dog is given away or dies.
- 8.10 If the Owner of a dangerous dog is unwilling or unable to comply with the requirements of Parts 5 through 8, the dog may be seized and impounded for a four (4) day holding period, after which the dog may be euthanized.
- 8.11 The Owner of a dangerous dog may, within four (4) days of impoundment, request the release of a dangerous dog by submitting to the animal shelter manager a letter providing proof of his or her actions of remediation to the contraventions of this bylaw. It will be at the discretion of the animal shelter manager whether the Owner meets the requirements of the bylaw. The animal shelter manager must provide a written decision within five (5) days to the Owner that:
- (a) the dog may be released as the Owner meets the requirements of the bylaw; or
 - (b) the Owner has additional time to meet the requirements of the bylaw and an assigned timeline; or
 - (c) the dog will be euthanized.
- 8.12 No person shall keep a dog in a dangerous dog enclosure unless all of the following requirements are met:
- (a) The enclosure shall be a fully enclosed structure with a minimum dimension of two (2) metres in width, by four (4) metres in length and two (2) metres in height from the grade upon which the enclosure is constructed;
 - (b) The location of the enclosure shall be within a rear yard and shall meet the requirements for an accessory structure contained within the municipality's zoning bylaw, as amended from time to time;
 - (c) The enclosure shall include an outside shelter that conforms to the Basic Standard of Care within this bylaw;
 - (d) If the sides are not secured to the bottom of the enclosure, then the sides shall be embedded into the ground no less than thirty (30) centimetres or as deep as may be necessary to prevent the escape of the dog from the enclosure; and
 - (e) The enclosure must be regularly cleaned and sanitized, and all excreta removed at least once a day.



9. URBAN LIVESTOCK

A person must not keep Livestock in any area of the District except as within the rural residential and agricultural zones.

10. ANIMAL CONTROL AND ENFORCEMENT

- 10.1 The Bylaw Enforcement Officer is hereby empowered and authorized to issue bylaw violation notices for offences against this bylaw.
- 10.2 The Bylaw Enforcement Officer shall sign the bylaw violation notice and shall indicate the offence charged on the ticket, and the amount of the penalty.
- 10.3 Offences for which bylaw violation notices may be issued and the words designating the offence are set out in the District of Taylor Bylaw Notice Enforcement Bylaw.
- 10.4 A person to whom a violation notice is delivered may either:
 - (a) attend voluntarily at the District Office and pay the specified penalty within the specified time; or
 - (b) sign the violation notice where indicated, advising their desire to dispute the ticket before a Judge who has general supervision of the Provincial Court within the District of Taylor.
- 10.5 The District of Taylor establishes that impounded dogs or cats may be taken to such buildings, yards and enclosures as may be deemed necessary for the facilities as a Pound to retain dogs or cats impounded pursuant to this bylaw or taken to and cared for by a contracted third party for the duration of the contract, and within the guidelines as set out within that contract.

11. KENNELS

- 11.1 All persons with a practicing kennel on their premises shall abide by the Canadian Veterinary Medical Association's "[A Code of Practice for Canadian Kennel Operations](#)".
- 11.2 No more than 3 dogs shall be kept or harbored at one time on land or premises s that the aggregate number of dogs at any one dwelling unit exceed three (3) dogs, unless a Kennel License has been obtained.
- 11.3 An application form provided by the District of Taylor for a kennel permit shall be submitted to the Bylaw Enforcement Officer, stating the proposed location, verifying that the facilities for the dogs comply with SPCA specifications, and other District bylaws, and such further information as the Bylaw Enforcement Officer may require.
- 11.4 If the application for a kennel permit is approved, the applicant shall obtain a license for each dog kept under the kennel permit.
- 11.5 Where a person operates a kennel, the Director must be satisfied that the Owner has complied with the bylaws of the District regulating building, zoning, health and safety, sanitation, and business.

12. RIGHT OF ENTRY

A Bylaw Enforcement Officer may enter upon or into any property in the District in accordance with *Community Charter* provisions.



13. FEES AND PENALTIES

- 13.1 All animal control fees and penalties must be paid in accordance with the District of Taylor Bylaw Enforcement Bylaw.
- 13.2 Each day a violation, contravention or breach of this bylaw continues, shall be a separate and distinct offence.
- 13.3 Where a dog or cat has been impounded three (3) times or more during a period of twelve (12) consecutive months, or where the Owner of the dog or cat has been issued a Bylaw Violation Notice in respect of that dog or cat for an offence under this Bylaw three (3) times during a period of twelve (12) consecutive months, the District of Taylor Council may direct the Bylaw Enforcement Officer to order that the dog or cat be removed from the District in a reasonable time. Upon failure of the Owner of the dog or cat to comply, the Bylaw Enforcement Officer may take the dog or cat into custody and destroy.

14. GENERAL PROVISIONS

- 14.1 Any Bylaw Enforcement Officer may seize any dog which is found running at large within the District.
- 14.2 Immediately after making a seizure under section 11.1, the Bylaw Enforcement Officer shall deliver such dog to the Bylaw Enforcement Officer who shall receive such dog and retain it in a suited place deemed fit by the SPCA. Where the Owner(s) of the dog are registered with the District of Taylor, the Bylaw Enforcement Officer shall make reasonable efforts to contact the Owner(s) prior to office closure the following business day. Where the Owner(s) of the dog is not known, efforts shall be made to advise the community of the impoundment. Unclaimed dogs impounded for more than seventy-two (72) hours may be disposed of.
- 14.3 Any person who in any way interferes, resists, or willfully obstructs the Bylaw Enforcement Officer or any other person lawfully engaged in impounding any dog or carrying out any other duty pursuant to the provisions of this bylaw is guilty of an offense against this bylaw.
- 14.4 Any person who, without lawful authority takes or attempts to take out of impoundment any dog lawfully impounded shall be guilty of an offense against this bylaw.
- 14.5 The Bylaw Enforcement Officer may at any time, seize and take control of any dog or cat where, in his or her opinion, such animal is suffering from cruelty and the seizure is reasonably necessary to prevent continued suffering.
- 14.6 If any Section, Subsection, or clause of this Bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this Bylaw.

15. REPEAL

The District of Taylor *“Running at Large of Animals Bylaw No. 149, 1971”* and *“Dog Control, Licensing and Ticketing Bylaw No. 802,2016”* are hereby repealed on the date that this bylaw comes into effect on January 1, 2024.



READ A FIRST TIME THIS 10th DAY OF October, 2023.

READ A SECOND TIME THIS 10th DAY OF October, 2023.

READ A THIRD TIME THIS 10th DAY OF October, 2023.

ADOPTED THIS _____ DAY OF _____, 2023.

Mayor

Deputy Corporate Officer