

TOWN OF NOBLEFORD
IN THE PROVINCE OF ALBERTA
BYLAW NO. 689

BEING A BYLAW OF THE TOWN OF NOBLEFORD, IN THE PROVINCE OF ALBERTA, TO REGULATE AND LICENSE DOGS WITHIN ITS MUNICIPAL BOUNDARIES.

WHEREAS Pursuant to the Municipal Government Act, being Chapter M-26, 2000, and amendments thereto, the Council of the Town of Nobleford in council duly assembled enact the following rules and regulations for the regulating of domestic animals.

NOW THEREFORE, under the authority and subject to provisions of the *Municipal Government Act*, Revised Statutes of Alberta 2000, Chapter M-26, as amended, the Council of the Town of Nobleford in the Province of Alberta, duly assembled, does hereby enact the following:

1. TITLE

1.1 This bylaw may be cited as the Dog Control Bylaw.

2. DEFINITIONS

For the purpose of this bylaw the following definitions shall apply:

- 2.1. **“Adjacent Property”** a property which either abuts directly on the property where the dog will be kept or is directly separated from the property by an alley, walkway, railway, utility lot or other similar feature.
- 2.2. **“Aggressive Dog”** means a dog that has been declared under section 7 of this bylaw.
- 2.3. **“Altered”** means a female dog that has been spayed or a male dog that has been neutered.
- 2.4. **“Animal Control Officer”** means any person, firm or corporation appointed to carry out the control provisions of this Bylaw, and anyone acting or authorized by the Animal Control Officer to act on their behalf.
- 2.5. **“Annual License or License”** means a tag or similar document issued by the Town pursuant to Section 7 of the Municipal Government Act, as amended.
- 2.6. **“Bite”** means force applied by a Dog by means of its mouth and teeth upon a person or other animal.
- 2.7. **“Dog”** means any domesticated male or female dog of the canine family.
- 2.8. **“Domestic Animal”** means any dog or cat.
- 2.9. **“Council”** means the duly elected municipal Council of the Town of Nobleford.
- 2.10. **“Fanciers License”** means a license issued by the Town which permits up to three (3) dogs to be kept in a household.
- 2.11. **“Kennel”** means any structure or place used by any person for boarding or otherwise caring for, training, or harbouring dogs exceeding or more than three Dogs at the same time.
- 2.12. **“Leash”** means a chain or other material capable of restraining a dog.
- 2.13. **“Minor Injury”** means any physical injury to a domestic animal or a person, caused by a dog, that results in minor bruising, small puncture, scratch or tearing of the skin.
- 2.14. **“Muzzle”** means a humane device of sufficient strength placed over a dogs mouth to prevent it from biting.
- 2.15. **“Nuisance Dog”** means a dog in respect of which has been declared under section 6 of this bylaw.
- 2.16. **“Owner”** means any person or body corporate:
 - i) Who is the licensed owner of the dog;

- ii) Who has legal title to the dog;
- iii) Who has possession or custody of the dog, either temporarily or permanently; or,
- iv) Who harbours the dog or allows the dog to remain on their premises.

- 2.17. **“Owner’s Property”** means any property in which the Owner has a legal or equitable interest.
- 2.18. **“Prohibited”** means not allowed in the Town of Nobleford.
- 2.19. **“Tag”** means an identification tag issued by the Town showing the license number for a specific dog.
- 2.20. **“Town”** means the Town of Nobleford.
- 2.21. **“Running at Large”** means any dog off the premises of the Owner and not on a leash held by a person able to control the dog;
- 2.22. **“Service Dog”** as defined in the Service Dogs Act.
- 2.23. **“Severe Injury”** means any physical injury to a domestic animal or a person caused by the dog that results in severe bruising, multiple punctures or lacerations, any lacerations requiring sutures or cosmetic surgery, broken bones or other injury severe in nature.
- 2.24. **“Threatening Behaviour”** means behaviour that creates a reasonable apprehension of a threat of harm that may include growling, lunging, snarling, charging, chasing, or bite that causes minor injury.

3. **LICENSING**

- 3.1. The owner of a dog, six (6) months of age or older in the Town shall obtain an annual license for each dog, and shall pay an annual fee as set out in the Schedule of Fees Bylaw.
- 3.2. The owner of a dog shall:
- i) Obtain the license by the last day in January in any given year.
 - ii) Obtain a license within fourteen (14) days of the dog becoming six (6) months of age.
 - iii) Obtain a license within (14) days of becoming the owner of a dog over the age of six (6) months old.
 - iv) Obtain a license for a dog notwithstanding that it is under six (6) months of age, where the dog is found running at large.
- 3.3. The owner of a dog which has been declared a Nuisance Dog or Aggressive Dog shall obtain the appropriate license immediately upon becoming the owner of the dog or within three (3) days of the dog being declared a nuisance or aggressive as set out in the Schedule of Fees Bylaw.
- 3.4. License fees shall be paid in full regardless of when the dog is registered during the year. No refunds shall be made on any paid license fee due to the death, loss or sale of the dog or upon the owner leaving the municipality.
- 3.5. Only one (1) Aggressive Dog shall be permitted at any premises within the Town.
- 3.6. The maximum number of dogs allowed on one property shall be two (2), except in the case of a fancier’s license.
- 3.7. No person shall give false information when applying for a license.
- 3.8. The owner of a registered service dog that can provide certification/identification is exempt from the payment of license fees, but must still register the dog with the Town.
- 3.9. Upon payment of the license fee by the owner the Town office shall issue to the owner a metallic tag for each dog license.
- 3.10. Upon losing a dog license the owner of a dog shall contact the Town office staff who will issue a new tag to the owner.
- 3.11. The owner of a dog shall ensure that the dog wears a collar which the license tag is attached when the dog is not on the Owner’s premises.
- 3.12. The owner of a Nuisance Dog or Aggressive Dog shall ensure that the dog wears a collar which the license tag is attached to at all times.

- 3.13. In any prosecution of proceedings for a contravention of this section, the burden of proof of age of the dog, breed of the dog and that the dog is not the property of the person shall rest upon that person.
- 3.14. Kennels are not allowed in the Town of Nobleford.
- 3.15. Fancier's License:
- a. An Owner who is 18 years of age or older who owns the property where the Dogs will be kept may apply for a Dog Fanciers License which will permit up to a maximum of three (3) dogs to be kept on the Owner's property.
 - b. Any person requesting a Dog Fanciers License shall submit an application along with the application fee in accordance with the Schedule of Fees Bylaw, which shall disclose:
 - i. Location of property upon which the dogs will be housed;
 - ii. Purpose;
 - iii. Breed and sex of dogs;
 - iv. Written consent of 50% or more of adjacent property owners
 - c. The Animal Control Officer shall not issue a Dog Fanciers License without first inspecting the proposed location.
 - d. The Animal Control Officer shall not issue a Dog Fanciers License if in their opinion the site or conditions are unsuitable.
 - e. The Animal Control Officer shall not issue a Dog Fanciers License if less than fifty percent of the adjacent property owners do not consent to the application.
 - f. The Animal Control Officer shall not issue a Dog Fanciers License if there is an Aggressive Dog kept at the location.
 - g. Any person may appeal the decision of the Animal Control Officer to the Dog Control Appeal Committee within (14) days of the date of the Animal Control Officers decision.
 - h. Any approved Dog Fanciers License shall be issued upon payment of the fee for the Dog Fanciers License, as well as the immediate licensing of all dogs, in accordance with the Schedule of Fees Bylaw.
 - i. The Animal Control Officer has the right to remove the Dog Fanciers License upon written receipt of two or more bonafide complaints from two or more neighbors residing within sixty (60) meters of the residence of the licensing.
 - j. The Dog Fanciers License must be renewed on the same annual basis as the Dog License.
 - k. Owners of 3 dogs per property, licensed prior to the passing of Bylaw 689, shall be allowed to continue with the licensing of the 3 existing dogs on the condition that the annual Fancier's License Fee is paid and that there are no contraventions of this bylaw.
 - l. A Dog Fanciers License shall not be transferable to any other Owner, property or dogs described in the application.
 - m. Dog Fancier License fees shall be paid in full regardless of when the license is obtained in the year. No refunds shall be made on any paid license fee due to the death, loss or sale of any dog or upon the owner leaving the municipality.

4. RECORDS

- 4.1. The Town office shall keep a record of all dogs. The records shall indicate:
- i) Date of license issuance
 - ii) Name, street address, telephone number, and email address of dog owner
 - iii) License tag number issued, tattoo number and amount paid
 - iv) Breed, colour, name and sex of dog.
 - v) If applicable, information establishing that the dog is altered or microchipped.
 - vi) Such other relevant and necessary information as may be required by the Town of Nobleford in respect to the application.

5. DOG CONTROL PROVISIONS

- 5.1. The owner of a dog shall not allow the dog to run at large within the corporate limits of the Town.
- 5.2. The owner of a female dog which is in heat, shall keep such dog housed and confined on the premises of the owner in such a way as to prevent the attraction of other dogs to the vicinity of such premises.

- 5.3. The owner of a dog who allows a dog to defecate on property other than their own, shall immediately remove any defecated material so deposited. This provision shall not apply to a registered service dog or guide dog while it is assisting the registered owner.
- 5.4. The owner of a dog shall not allow the premise to become littered with dog feces to an extent that the premise become objectionable, either visually or because of foul odors, to residents of neighboring properties.
- 5.5. Owner must ensure the dog is in a fully enclosed yard or pen when outside on private property.
- 5.6. The Owner shall not use or direct a dog to attack, chase, or threaten a person or another animal.
- 5.7. No dog shall be permitted to:
- a. Damage public or private property,
 - b. Bark or howl excessively or unnecessarily or otherwise create a disturbance,
 - c. Run at large (off the owner's property while not on a leash and not under the control of a responsible person),
 - d. Molest or chase any person, animal, bicycle or motor vehicle.
 - e. Attack or bite a person or animal,
 - f. Upset waste receptables thereby scattering the contents on premises not belonging to the owner,
 - g. Exhibit any threatening behaviours towards any person or animal, or
 - h. Be a public nuisance
- 5.8. No person shall:
- i) Unleash or entice a dog to run at large;
 - ii) Tease, torment or provoke any dog;
 - iii) Trap or bait a dog.
- 5.9. The owner of a dog which is in or in the rear/back of a vehicle while moving or parked must ensure that:
- a. The dog is secured so as to ensure the dog is unable to fall out of or leave the vehicle.
 - b. The dog is secured so as to be unable to reach any of the sides or rear of the vehicle to prevent the dog from disturbing people adjacent or in close proximity to the vehicle.
- 5.10. An Owner must make a report within twenty-four (24) hours if the Owner's dog bites a person or another animal.
- 5.11. The type of a dog commonly known as "Pit Bull" is specifically prohibited in the Town.
- a. "Pit Bull" includes,
 - i. A pit bull terrier,
 - ii. A Staffordshire bull terrier,
 - iii. An American Staffordshire terrier,
 - iv. An American pit bull terrier,
 - b. Dogs commonly known as "Pit Bull" residing in the Town of Nobleford and do not meet the exemptions listed below must be removed or an appeal must be placed with the Dog Control Committee within thirty (30) days of notification from the Animal Control Officer.
 - c. Dogs commonly known as "Pit Bull" which currently reside within the Town of Nobleford and are licensed at the time which this bylaw comes into force will be permitted until it is sold, gifted, or deceased.
 - d. Service dogs which are classified as "Pit Bull" are exempt from the prohibition.
- 5.12. An owner of a dog that is suffering from a Communicable Disease:
- a. Shall not permit the dog to be in any public place,
 - b. Shall not permit the dog to have contact with or be in proximity to any other animal which is free of such communicable disease,
 - c. Shall keep the dog in a secure enclosure
 - d. Shall immediately report the matter to a registered veterinarian, and
 - e. Shall adhere to the directions of the registered veterinarian.
- 5.13. Failure to comply within Section 5 may result in prosecution or, in lieu thereof, payment of a fine as set out in Schedule "A", which is attached to and forms part of this bylaw and which may be amended from time to time by resolution of Council.

6. NUISANCE DOGS

- 6.1. A person must not own or keep a Nuisance Dog within the Town without a valid Nuisance Dog License.
- 6.2. The Animal Control Officer may designate a Dog to be a Nuisance Dog, and require the Owner to obtain a Nuisance Dog License for such dog where:
 - a. The dog has been found running at large more than twice;
 - b. The dog is repeatedly barking, howling, or otherwise making or causing noise which disturbs any person;
 - c. The dog scatters or upsets waste receptacles; or
 - d. The Owner fails to remove excrement.
- 6.3. The Animal Control Officer may impose one or more of the following conditions on an Owner of a Nuisance Dog:
 - a. Require the Owner to keep the Nuisance Dog indoors between 10:00 P.M. and 7:00 A.M. or when then Owner is not on the premises;
 - b. Require the Owner to keep the Nuisance Dog, when outdoors on the Owner's property, to be secured in a fully enclosed outdoor pen.
 - c. Require the Owner to ensure the Nuisance Dog 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 the Owner to ensure a Nuisance Dog is held on a leash not exceeding one and a half (1.5) meters in length, at all times when it is off of the property of the Owner.
 - e. Require the Owner undertake repairs to the property where the Nuisance Dog resides to ensure compliance with this Bylaw;
 - f. Prohibit the Nuisance Dog from entering any park or school ground;
 - g. Any other additional condition that is similar to the above, and in the opinion of the Animal Control Officer is reasonably necessary to reduce the nuisance posed by such Nuisance Dog.
- 6.4. The Owner must comply with any conditions applied by the Animal Control Officer.
- 6.5. The Owner of a Nuisance Dog must notify the Animal Control Officer should the dog be sold, gifted, die or be transferred to another person and will remain liable for the actions of the dog until formal notification of sale, gift or transfer is given.
- 6.6. Where the Animal Control Officer determines that a Dog is a Nuisance Dog, the Animal Control Officer shall:
 - a. Serve the owner with a written notice that the dog has been declared to be a Nuisance Dog.
 - b. Direct the Owner to keep the Nuisance Dog in accordance with the provisions in this bylaw and provide the Owner with a time limit for compliance
 - c. Inform the owner that, if the Nuisance Dog is not kept in accordance with Section 6, the Owner may be fined, or subject to enforcement pursuant to this bylaw;
- 6.7. The Owner must permit the Animal Control Officer to inspect a secure fence, secure pen or any outdoor portion of that Owner's property where a Nuisance Dog may be contained.
- 6.8. An owner of a Nuisance dog may object to the determination that the dog is a Nuisance dog by delivering a written objection, with a cash fee in the amount determined,
 - a. The hearing must take place within 21 days of receiving the appeal and the appropriate fee.
- 6.9. The Owner may apply to the Dog Control Appeal Committee to have the Nuisance Dog Designation rescinded.

7. AGGRESSIVE DOGS

- 7.1. A person must not own or keep an Aggressive Dog or a dog with aggressive propensity within the Town without a valid Aggressive Dog License.
- 7.2. The Animal Control Officer may designate a Dog to be an Aggressive Dog, and require the Owner to obtain an Aggressive Dog License for such dog where:
 - i. Without provocation has, while off its Owner's property, inflicted an injury to another animal or caused the death of another animal; or
 - ii. Without provocation, chased, injured or bitten a person or any other domestic animal; or

- iii. Without provocation, threatened or created a reasonable apprehension of a threat to a person or to any other domestic;
 - iv. Without provocation, damaged or destroyed any public or private property; or
 - v. Which represents a continuing threat of serious harm to persons or animals;
 - vi. The dog has been the subject of an order or direction of a Justice or Judge, pursuant to the Dangerous Dogs Act
- 7.3. The Animal Control Officer may take into consideration the following circumstances when designating an Aggressive Dog:
- i. Any aggravating factors; and
 - ii. In consultation with or on the advice of a veterinarian or other animal health professional.
- 7.4. If the Animal Control Officer determines on reasonable grounds that a dog is an Aggressive Dog, either through personal observation or on the basis of facts determined after an investigation initiated by a complaint, they may:
- a. Give the owner a written notice that the dog has been determined to be an Aggressive Dog and seize and impound the dog in accordance with this section of this bylaw. Such notice must advise the owner that the dog has been determined to be aggressive and that the dog will be destroyed unless a written objection is delivered to the Town Office in accordance with this section of this bylaw.
 - b. The notice to the owner must be hand delivered to the residence of the owner within 24 hours of the dog being impounded.
- 7.5. The Animal Control Officer shall keep any impounded Aggressive Dogs for a period of seventy-two (72) hours from the time of impounding.
- 7.6. The Animal Control Officer may impose one or more the following conditions on an Owner of an Aggressive Dog:
- a. Implant a microchip
 - b. Have it altered within 10 days of designation
 - c. Ensure the Aggressive Dog is kept under control at all times by;
 - i. Requiring the Aggressive Dog to be kept indoors when on the Owner's property and under the control of a capable person over the age of eighteen (18).
 - ii. Requiring the Aggressive Dog to be kept in a secure pen or contained by a secure fence when outdoors; or
 - iii. Keeping the Aggressive Dog under the control of a capable 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 head which length must not exceed one (1) meter, in a manner that prevents such Aggressive Dog from chasing, injuring or biting other animals or people as well as prevent damage to public or private property.
 - d. Not permit the Aggressive Dog to enter in or remain in any park or off-leash areas.
 - e. The Owner of an Aggressive Dog must within ten (10) days of the date of the notice designating the Dog to be an Aggressive Dog, display a sign on the Owner's premises warning of the presence of the Dog in the form illustrated in Schedule "B" and must ensure that:
 - i. The sign is placed at each entrance to the premises where the Aggressive Dog is kept and, on the pen, or other structure in which the Aggressive Dog 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 must permit the Animal Control Officer to inspect a secure fence, secure pen or any outdoor portion of that Owner's property where an Aggressive Dog may be contained.
 - g. Any other additional condition that is similar to the above, and in the opinion of the Animal Control Officer is reasonably necessary to reduce the nuisance posed by such Aggressive Dog.
- 7.7. The Owner of an Aggressive Dog must notify the Animal Control Officer should the dog be sold, gifted, die or be transferred to another person and will remain liable for the actions of the dog until formal notification of sale, gift or transfer is given.
- 7.8. The Owner of an Aggressive Dog must immediately notify the Animal Control Officer if the Aggressive Dog is running at large.
- 7.9. The Owner must comply with any conditions applied by the Animal Control Officer.

- 7.10. Where the Animal Control Officer determines that a Dog is an Aggressive Dog, the Animal Control Officer shall:
- a. Serve the owner with a written notice that the dog has been declared to be an Aggressive Dog.
 - b. Direct the Owner to keep the Aggressive Dog in accordance with the provisions in this bylaw and provide the Owner with a time limit for compliance; and
 - c. Inform the owner that, if the Aggressive Dog is not kept in accordance with Section 7, the Owner may be fined, or subject to enforcement pursuant to this bylaw.
- 7.11. An owner of an Aggressive dog may object to the determination that the dog is an Aggressive dog by delivering a written objection, with a cash fee in the amount determined,
- a. The hearing must take place within 21 days of receiving the appeal and the appropriate fee.

8. **IMPOUNDED DOGS**

- 8.1. An Animal Control Officer may capture and impound any dog which is:
- a. Over the age of six (6) months and for which no current license has been issued pursuant to the provisions of this Bylaw when such a dog is off the premises of its owner;
 - b. Running at large;
 - c. Biting or attempting to bite any person while running at large;
 - d. Actually, or apparently affected with rabies or any other contagious disease
 - e. Named or described or otherwise designated in a complaint made pursuant to the Dangerous Dog Act;
 - f. Named or described or otherwise designated in a complaint alleging the dog to be an Aggressive Dog;
 - g. Chasing, worrying or annoying any wildlife, livestock or domestic animal on property other than that belonging to the owner of the dog;
 - h. A public nuisance, including but not limited to barking, howling excessively or unnecessarily, or otherwise creating a disturbance whether the dog is on the property of the owner or not;
 - i. Is in distress;
 - j. Is prohibited;
 - k. 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.
- 8.2. The Town shall keep all impounded dogs for a period of at least 72 hours, including the day of impounding. Sundays and Statutory Holidays shall not be included in the computation of the 72-hour period. During this period, any dog may be redeemed, by its Owner, upon proof of ownership and payment to the Town of:
- i) Impound, kennel and necessary veterinary fees incurred as a result of the impoundment and/or,
 - ii) Accepting service of the appropriate bylaw violation ticket.
- 8.3. At the expiry of the 72-hour period, any dog not redeemed may be destroyed or sold and any proceeds kept by the Town.
- 8.4. The purchaser of the impounded dog from the pound pursuant to the provisions of this bylaw shall obtain full right and title to it and the right and title of the former owner of the dog shall cease there upon.
- 8.5. The Animal Control Officer shall report any apparent illness, communicable disease, injury, or unhealthy condition of any dog to a veterinarian and act upon their recommendation. The owner, if known, shall be held responsible for all charges resulting therefrom.
- 8.6. The Animal Control Officer is authorized to enter any privately owned premises, other than a dwelling or house, at any reasonable time for the purpose of enforcing the provisions of this bylaw.
- 8.7. No person shall:
- a. Interfere with or attempt to obstruct an Animal Control Officer who is attempting to capture, or who has captured any dog in accordance with the provisions of this bylaw;
 - b. Induce any dog to enter a house or other place where it may be safe from capture, or otherwise assist the dog to escape capture;
 - c. Falsely represent himself as being in charge or control of a dog as to establish that the dog is restrained as the term is defined by this bylaw;

- d. Unlock or unlatch or otherwise open any vehicle in which dogs captured for impoundment have been placed so as to allow or attempt to allow any dog or dogs to escape;
- e. Remove or attempt to remove any dog from the possession of the Animal Control Officer;
- f. Untie, loosen or otherwise free a dog which has been tied or otherwise restrained;
- g. Negligently or willfully open a gate, door or other opening in a fence or enclosure in which a dog has been confined and thereby allow a dog to run at large in the Town.

9. PENALTIES

- 9.1. The Animal Control Officer may issue a notice or ticket in the amount of the voluntary penalty to the owner of dogs in contravention of this bylaw.
- 9.2. Services of such notice shall be sufficient if it is:
 - i) Personally served; or
 - ii) Served by mail; or
 - iii) Left with some competent person who resides with the person who is alleged to have committed such offence.
- 9.3. Upon production of any such ticket within seven (7) days from the date of service of such ticket, together with payment of the sum specified on the ticket to a person authorized to receive such payment, such payment shall be accepted in lieu of prosecution.
- 9.4. Unpaid fines of property owners may be transferred to property taxation accounts.
- 9.5. Nothing in this section shall prevent any person from exercising their right to defend any charge of committing a breach of any of the provisions of the Bylaw.
- 9.6. A person who contravenes a provision of this bylaw is guilty of an offence and liable upon summary conviction to a fine of not less than \$100.00 and costs, and in default payment of such fine and costs, to imprisonment for a period not exceeding thirty (30) days. A Provincial Judge, in addition to the penalties provided may, if they consider the offence sufficiently serious, impose further fines or conditions.

10. DOG CONTROL APPEAL COMMITTEE

- 10.1. The Dog Control Appeal Committee shall be composed of three members of Council by resolution, to sit as members of the Dog Control Appeal Committee.
 - a. The Dog Control Appeal Committee will operate as a Committee of Council and is subject to Part 5 of the *Municipal Government Act* and applicable sections of the Town of Nobleford Procedural Bylaw.
 - b. The make up of the Dog Control Appeal Committee shall be elected officials and is solely the decision of Town Council.
 - c. The members of the Dog Control Appeal Committee shall select one of themselves as chairman.
 - d. Each member of the Dog Control Appeal Committee shall have one vote.
 - e. Two members of the Dog Control Appeal Committee shall constitute a quorum.
 - f. A decision of the majority of the members at the appeal hearing shall be deemed to be the decision of the whole Dog Control Appeal Committee.
 - g. Each member of the Dog Control Appeal Committee shall be entitled to such remuneration as may be fixed from time to time by Council.
- 10.2. Members of the Committee may be appointed for a term of up to three years which may be renewed as many times as Council may deem appropriate.
- 10.3. The Dog Control Appeal Committee may do any of the following after hearing an appeal:
 - a. Reverse a ticket
 - b. Reverse a euthanasia order unless ordered by a court
 - c. Vary conditions imposed by an Animal Control Officer
 - d. Declare the dog not to be Prohibited, Nuisance or Aggressive and release the dog to the owner without any conditions.
 - e. Uphold the Animal Control Officers' order in respect of the dog and vary the conditions of harbouring the Dog within the Town.
- 10.4. Should the Dog Control Appeal Committee return a Nuisance Dog or an Aggressive Dog to the owner with conditions attached the dog shall continue to be classified with the following and the owner shall be required to obtain the corresponding license and comply with the provisions.

11. **GENERAL**

- 11.1. It is the intention of Council that each separate provision of the bylaw shall be deemed independent of all other provisions herein and it is further the intention of Council that any provisions of the Bylaw be declared invalid, all other provisions thereof shall remain valid and enforceable.
- 11.2. This Bylaw does not apply to a police dog while it is in Active Service.
- 11.3. This Bylaw shall come into force and effect upon the final passing thereof.
- 11.4. That Bylaw #641 is repealed in its entirety.

READ a **first** time this 11th day of October, 2022.



Mayor – Bill Oudshoorn




Administrator – Joseph Hutter

READ a **second** time this 8th day of November, 2022.



Mayor – Joan Boeder




Administrator – Joseph Hutter

READ a **third** time and finally PASSED this 8th day of November, 2022.



Mayor – Joan Boeder



Administrator – Joseph Hutter

Schedule "A"

Offence	Penalty	Nuisance Dog Penalty	Aggressive Dog Penalty
Harbouring more than three (3) dogs over the age of six (6) months	\$75.00	N/A	N/A
Failure to obtain proper license	\$75.00	\$125.00	\$125.00
Failure to wear identification	\$75.00	\$125.00	\$125.00
Failure to possess a fancier's license	\$100.00	N/A	N/A
Providing false information when applying for a license	\$100.00	\$100.00	\$100.00
Running at large	\$100.00	\$125.00	\$300.00
Female dog not confined while in heat	\$100.00	N/A	N/A
Failure to remove defecation	\$100.00	\$200.00	N/A
Allowing premises to be littered with feces	\$100.00	\$200.00	N/A
Allowing/directing dog to attack, chase or threaten a person/animal	\$200.00	\$200.00	\$600.00
Damaging public or private property	\$150.00	\$200.00	\$300.00
Barking or howling excessively or unnecessarily	\$100.00	\$200.00	N/A
Molesting/chasing any person/animal/bicycle or motor vehicle	\$150.00	\$150.00	\$600.00
Attacking or biting a person not causing injury	\$75.00	\$75.00	\$300.00
Attacking or biting a person causing injury	\$150.00	\$150.00	\$600.00
Attacking or biting a person causing severe injury	\$300.00	\$300.00	\$2000.00
Upsetting waste receptacles	\$100.00	\$200.00	\$200.00
Enticing dog to run at large	\$100.00	N/A	N/A
Teasing, tormenting or provoking any dog	\$100.00	N/A	N/A
Trapping or baiting a dog	\$100.00	N/A	N/A
Killing a dog	\$2000.00	N/A	N/A
Failure to secure dog in vehicle	\$100.00	\$200.00	\$600.00
Failure to report dog bite	\$200.00	\$200.00	\$600.00
Keeping or harbouring a prohibited dog	\$1000.00	N/A	N/A
Dog with communicable disease in public place	\$75.00	N/A	N/A
Dog with communicable disease in close proximity to healthy animal	\$75.00	N/A	N/A
Dog with communicable disease not kept in secure enclosure	\$75.00	N/A	N/A
Dog with communicable disease not reported to a registered veterinarian	\$75.00	N/A	N/A
Failure to adhere to veterinarian directions to treat dog with communicable disease	\$75.00	N/A	N/A
Failure to obey Nuisance Dog, Restricted Dog, or Aggressive Dog conditions	N/A	\$200.00	\$600.00
Failure to disclose Nuisance, Restricted, or Aggressive Dog designation when selling, giving away or transferring dog	N/A	\$150.00	\$300.00
Failure to disclose Nuisance, Restricted, or Aggressive Dog designation to person providing temporary care	N/A	\$150.00	\$300.00
Interfering with enforcement of this Bylaw	\$150.00	N/A	N/A
Untying, loosening or otherwise freeing a dog without authorization	\$100.00	N/A	N/A
Willfully opening a gate/door and allowing a dog to Run at Large	\$100.00	N/A	N/A
Operating a kennel	\$300.00	N/A	N/A
An offence under this Bylaw, for which a penalty is not otherwise provided	\$150.00	\$200.00	\$600.00

Schedule "B"

Sample Aggressive Dog Sign

