

**CITY OF YORKTON
SASKATCHEWAN**

BYLAW NO. 3/2003

**A BYLAW TO PROVIDE FOR THE LICENSING, PROHIBITING,
REGULATING AND CONTROLLING OF ANIMALS AND THE BEING AT LARGE
OF ANIMALS WITHIN THE CITY OF YORKTON**

Section 8 of *The Cities Act* authorizes a Council to license, regulate and control any animal or class of animals; and

The Council of the City of Yorkton in Council assembled enacts as follows:

TITLE AND PURPOSE

1. (1) This Bylaw may be referred to as “THE ANIMAL CONTROL BYLAW”.
- (2) The purpose of this Bylaw is to promote the safety, health and welfare of people and the protection of people and property in the City of Yorkton, to ensure the humane treatment and control of animals and to regulate and prohibit the keeping of dangerous animals within the City.

PART I – DEFINITIONS

2. In this Bylaw, unless the context otherwise requires, the expression:
 - (1) “**Animal Control Officer**” means the City Pound Keeper, any person appointed by Council for the purpose of bylaw enforcement, any member of the Yorkton Detachment of the RCMP and any other person or agency appointed by Council to restrain, receive or impound dogs;
 - (2) “**Animal Shelter**” means any facility designated as such by the City, and shall include Dog Pound;
 - (3) “**Business Day**” means any day that the City Office is open for business;
 - (4) “**City**” means the municipal corporation of the City of Yorkton and the area contained within its boundaries;
 - (5) “**Council**” means the Council of the City of Yorkton;
 - (6) “**Dog**” means and includes every dog of either sex; and, shall include pups under 12 months not spayed or neutered and any female dog that has been spayed and any male dog that has been neutered;
 - (7) “**Dog Run**” means a permanent structure outside of a residential dwelling unit, used for the containment of a dog;

- (8) **“Flight pen”** means any pen or enclosed run immediately adjacent to a loft, into which pigeons can only enter directly from the loft;
- (9) **“Judge”** means a Provincial Court Judge;
- (10) **“Kennel”** means any structure used by any person for boarding or otherwise caring for, training or whelping dogs exceeding three (3) dogs in number over the age of three (3) months, whether or not for reward, but does not include:
- (a) any premises occupied by a duly qualified veterinary surgeon for the practice of his profession; or
 - (b) the dwelling house of an ordinary member of the Canadian Kennel Club, or any other Bonafide Kennel Club, where the total number of dogs kept by the member does not exceed five (5) in number, and not more than three (3) of the dogs are kept outside the dwelling house.
- (11) **“Leash”** means a chain or other material capable of restraining the dog on which it is being used;
- (12) **“License Inspector”** shall mean the employees of the Fire Department or other appointed representatives of the City of Yorkton, who will be responsible for the issuing of dog tags and/or licenses;
- (13) **“License Year”** means the period from January 1st to December 31st of the same year, both dates inclusive;
- (14) **“Livestock”** shall mean cattle, horses, mules, asses, sheep, goats, or swine;
- (15) **“Loft”** means any building or structure in which pigeons are housed or kept;
- (16) **“Non-sterilized dog”** means a dog which is capable of reproducing;
- (17) **“Owner”** includes:
- (a) a person who keeps, possesses, harbors or has charge of or control over an animal;
 - (b) the person responsible for the custody of a minor where the minor is the owner of an animal;
but does not include;
 - (c) a veterinarian registered pursuant to The Veterinarians Act, 1987 who is keeping or harboring an animal for the prevention, diagnosis or treatment of a disease of or an injury to the animal;
 - (d) the City or the Saskatchewan Society for the Prevention of Cruelty to Animals in respect of an animal shelter or impoundment facility operated by it;
- (18) **“Person”** shall include an individual, partnership, association or corporation;
- (19) **“Pigeon”** means a bird of the species *Columbia livia*, commonly known as the domestic pigeon, and includes pigeons raised for the purpose of racing or for the purpose of show, but excludes feral or wild pigeons;
- (20) **“Poultry”** shall mean a chicken, turkey, duck, goose, or other domestic fowl;

- (21) **“Pound”** means such premises and facilities as may be designated by the City, from time to time, as the City pound;
- (22) **“Poundkeeper”** means a person, persons, or association designated by the City from time to time to maintain and administer the pound;
- (23) **“Provocation”** means an act done intentionally for the purpose of provoking an animal to which this Bylaw applies.
- (24) **“Public Health Officer”** means a public health officer appointed under the *Public Health Act*;
- (25) **“Public Playground”** means the immediate delineated area containing playground equipment in a park or municipal reserve owned by the City or under the management and control of the City, excepting Jaycee Beach;
- (26) **“running at large”** means if the animal is off the premises of its owner, unless the animal is on a leash not exceeding two metres in length and/or is under proper control;
- (27) **“Treasurer”** means the Director of Finance of the City of Yorkton, and such person or persons as he or she may from time to time appoint in writing to act on his or her behalf in the enforcement of the licensing provisions of this bylaw;
- (28) **“Vicious dog”** means any dog, whatever its age, whether on public or private property which has without provocation;
- (a) bitten a person or persons whether on the property of the owner or not;
 - (b) done any act to injure a person or persons whether on the property of the owner or not;
 - (c) chased or otherwise threaten a person or persons whether on the property of the owner or not, unless the person chased or threatened is a trespasser on the property of the owner;
 - (d) caused damage to property or other animals.

PART II – DOG LICENSING

Licensing

3. (1) Every owner of a dog shall no later than January 31 in each year obtain a license for the said dog from the Animal Control Officer or appointed representative, and shall pay an annual fee as set out in Schedule “A” of this Bylaw, which license shall not be transferable to any other dog or other owner. The onus of proof as to the date when the owner actually became the owner of the dog in question shall be on the owner.
- (2) When applying for a license, the applicant shall provide the Animal Control Officer or appointed representative with a description of the dog, the name and address of the owner or the keeper of the dog, the breed of the dog, a certificate from a veterinary surgeon if the dog has been neutered, and other relevant information that may be required for the Animal Control Officer or appointed representative.

- (3) When applying for a license, the applicant shall provide the Animal Control Officer or appointed representative with a certificate of a veterinary surgeon indicating that the dog has been vaccinated against rabies within two (2) years of the date of application for the license.
- (4) A dog owned by a sightless person and used as a guide, or “Seeing Eye” dog shall be licensed as provided by this bylaw, but without charge.
- (5) Notwithstanding subsection (2) and (3) the owner shall obtain a license for any pup 12 months and under.
- (6) No person shall give false information when applying for a dog license.

Dog Tag

4. (1) When issuing a license for a dog, the Animal Control Officer or appointed representative shall provide the applicant with a tag and a receipt for the license fee.
 - (a) The owner of a dog shall ensure that his dog wears the current license purchased for that dog when the dog is off the property of the owner,
 - (b) subsection 4(1)(a) shall not apply while a dog is participating in a recognized dog show, obedience trial or field trial.
- (2) The said tags shall be of such form and bear such lettering as may be determined by the City from time to time and shall, having inscribed or imprinted thereon, the year for which they are issued. Each tag shall be valid from the 1st day of January to the 31st day of December of the year which the license is issued.
5. No person other than the owner of the dog licensed pursuant to this Bylaw shall remove its collar or tag.

Owner of a Dog

6. (1) Where a person becomes an owner of a dog after the 31st day of January in any year, he shall immediately thereafter cause such dog to be licensed pursuant to this bylaw.
- (2) Every owner of a dog within the City shall, on demand of an Animal Control Officer, shall show his license, receipt or other evidence that he has paid the license fee for the dog for the current year.

The provisions of this section shall not apply to dogs kept in the ordinary course of business by the proprietors of the following premises, namely:

- (a) a veterinary hospital, clinic, or boarding kennel, or grooming parlor,
- (b) a public pound,
- (c) a shop whose business includes the sale of pets and is licensed as such,
- (d) a shelter operated by an association or society incorporated for the purpose of the protection and humane treatment of animals,
- (e) RCMP – Police Service dogs acting in performance of Police work.

- (3) No person shall be entitled to a license rebate under this bylaw.
- (4) Where a license required pursuant to this section has been paid for by the tender of an uncertified cheque, the license is automatically revoked if the cheque is not accepted and cashed by the bank on which it is issued.

PART III – RESPONSIBILITY OF DOG OWNERS

Running at Large

7. (1) No owner of a dog shall permit his dog to be running at large at any time in the City of Yorkton.
- (2) When a dog is found running at large, its owner shall be deemed to have failed or refused to comply with the requirements of the previous subsection.

Nuisance

8. (1) The owner of a dog shall ensure that such dog shall not:
 - (a) 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 dog;
 - (b) be left unattended in any motor vehicle unless the dog is restricted so as to prevent access to a person or persons as long as such restraint provides for suitable ventilation.

Barking or Howling

9. (1) No owner of a dog shall permit his or her dog to be or become a nuisance by barking or howling to the annoyance or discomfort of any person.
- (2) Any such dog which is or has become a nuisance by barking, howling, or whining excessively, shall not be harbored by any person within the city limits. Failure to comply with this section shall constitute an offence under this bylaw. Notwithstanding Section 41 herein, a Provincial Court Judge, on an ex-parte application, may also:
 - (a) direct the Animal Control Officer to give notice to such owner requiring the nuisance complained of to be abated so as to prevent the recurrence of any nuisance, or;
 - (b) if such nuisance continues, order said dog to be destroyed upon eight (8) days notice being given to the owner, unless the owner voluntarily agrees to dispose of the dog.

Litter Cleanup

10. (1) If a dog defecates on any property within the City of Yorkton other than the property of its owner, the owner shall remove such feces immediately.
- (2) Any person owning a dog and occupying property in the City of Yorkton shall remove any and all dog feces from the said property on a daily basis and shall dispose of the feces in a sanitary manner.

- (3) Failure to cause the removal of all feces as required by subsection (1) and (2) of this section shall be a breach of this bylaw.

Accumulation of Animal Feces

11. (1) An owner or occupant of private property must not allow animal feces to accumulate on the property so as to create a health hazard or to become unsightly.
- (2) An Animal Control Officer may serve an owner or occupant of private property with a notice to remove all animal feces from the property within 72 hours of service of the notice in accordance with Section 62.
- (3) The City may remove the feces from the property if:
 - (a) the person to whom the request is made fails to remove the feces within 72 hours; or
 - (b) after reasonable inquiry, the whereabouts of the owner or occupant of the property cannot be determined.
- (4) If the City carries out the work under subsection (3), the costs and expenses incurred are a debt due to the City and the City may recover the costs and expenses by adding the costs and expenses to, and thereby they form part of, the taxes on the land on which the work was done.

Female Dog

12. Every female dog in heat shall be housed or confined to a kennel.

Interference

13. No person shall:
 - (1) Untie, loosen or otherwise free an animal which has been tied or otherwise restrained; or
 - (2) 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;
 - (3) Tease, entice, bait or throw objects at a dog confined within its owner's property.

PART IV – IMPOUNDMENT OF DOGS

14. (1) The Animal Control Officer or Peace Officer may seize and impound any dog found running at large and may enter onto the land surrounding any building in pursuit of any dog which has been observed running at large.
- (2) No person, including the person who is the owner of a dog which is being impounded or has been impounded, shall interfere with a Poundkeeper, Animal Control Officer, or Peace Officer who is impounding any dog in accordance with the provisions of this Bylaw.

15. Any person of the full age of 18 years may restrain any dog running at large in the City and shall deliver such dog so restrained to the Animal Control Officer or Poundkeeper for impoundment. Such person shall leave with the Animal Control Officer or Poundkeeper a statement in writing describing the dog restrained, the name of the owner (if known) and the place and time of restraint.
16. When an impounded dog is wearing a collar to which is attached a license tag, valid for the current year, the Animal Control Officer or appointed representative shall immediately give telephone or written notice to the owner of the dog as shown in the records made when the license was purchased at the address shown therein. Unless the said dog is claimed and the fees as provided by this Bylaw are paid within 72 hours from the date of the Notice, the said dog shall be dealt with pursuant to the provisions of this Bylaw and no liability whatsoever shall attach to the City or Animal Control Officer or appointed representative by reason of the failure of the owner to receive such notice.
17. The Animal Control Officer shall keep a record of all dogs impounded in accordance with the provisions of this Bylaw and the disposal of such dogs and supply the City with a monthly report and any other information which may, from time to time, be required respecting the enforcement of the provisions of this Bylaw and the maintenance of the animal shelter.
18. It shall be the duty of the Animal Control Officer to provide to each dog impounded under the authority of this Bylaw, an adequate supply of food and fresh water during its confinement in the animal shelter and to maintain clean and properly ventilated pens or enclosures for impounded dogs.
19. When the owner of a dog, impounded for failure to have a tag and for no other reason, has applied to the Animal Control Officer or License Inspector to obtain the said dog out of the pound before it has been sold or disposed of as provided for in this Bylaw, no fee shall be charged if the owner satisfies the Animal Control Officer that the collar and tag for the current year has been lost or stolen and that he had notified the Animal Control Officer within twenty-four (24) hours after the discovery of the loss.
20. (1) All dogs impounded in the Animal Shelter shall be so confined therein for a period of 72 hours from the time of capture during which time the owner thereof, subject to Section 21, shall have the right to repossess the said dog upon paying to the Animal Control Officer or appointed representative, the violation ticket and the amount set forth in Schedule "C" to this Bylaw.
 - (2) No unlicensed dog, which is impounded, shall be released to its owner or to any other person until the appropriate pound fee and violation notice ticket is paid and a license has been purchased for it.
21. (1) Subject to subsection (2), no dog shall be released from the pound unless:
 - (a) a certificate is produced that the dog has been vaccinated against rabies within two years of the date of release, and
 - (b) a license is obtained for such dog should a license be required under the Bylaw.

- (2) The requirements of clause (a) and/or (b) may be met by a prospective owner signing a declaration as provided in Schedule “D” that the vaccination and/or license will be obtained within 30 days from the date of possession of the dog.
- (3) Failure to carry out the requirements specified on a declaration made pursuant to subsection (2) shall constitute a breach of this Bylaw.

Disposal of Unclaimed Dogs

22. (1) If an impounded dog is not claimed within seventy-two (72) hours from the time such dog is received at the pound, excluding Sundays and Statutory Holidays, and the fees if any, are not paid as herein provided, the said dog may be disposed of by the Poundkeeper without further notice in the following manner:
 - (a) subject to Section 21, disposal by adoption, where in the opinion of the Poundkeeper the dog is suitable for adoption;
 - (b) disposal by euthanasia where in the opinion of the Poundkeeper the dog is not suitable for adoption;
 - (c) disposal by euthanasia if the dog cannot be sold for adoption within a reasonable time, at the discretion of the Poundkeeper.
23. The proceeds from the disposal by adoption shall ensure to the party as provided for in the agreement between the City and the Poundkeeper.

PART V – MISCELLANEOUS

24. The Council may, by resolution, enter into an agreement with any person or organization for the purpose of participation in the enforcement of this Bylaw or for the purpose of providing pound keeping services.
25. (1) It shall be unlawful to keep live poultry, livestock, and/or bees, within the boundaries of the City of Yorkton, except:
 - (a) on the premises of a recognized industry in the business of handling livestock;
 - (b) on the premises of the Yorkton Agricultural and Industrial Exhibition Association Ltd. in connection with shows, fairs, and/or exhibitions held with the permission of, or under the auspices of such association;
 - (c) upon receiving written approval from the Animal Control Officer for periods not to exceed 24 hours;
 - (d) at his discretion, the Animal Control Officer may permit persons to keep bees in a specified portion of the City provided the bees are kept under proper control. Such permission may be withdrawn at any time by the Animal Control Officer at his sole discretion.

PART VI - CONTROL AND REGULATION OF PIGEONS

Pigeons on Property of Owner Only

26. The owner of a pigeon shall not permit the pigeon to perch or linger on the property of any person, except that of the owner.

Lofts and Flight Pens for Pigeons

27. (1) No loft or flight pen shall be built closer than six (6) metres from any school, church, dwelling or premises used for human habitation or occupancy, other than the premises occupied by the owner of such loft or flight pen.

(2) A loft shall be constructed so as to be dry, airy and bright inside and shall have adequate ventilation having regard to the number of pigeons kept therein.

(3) A loft shall be kept in a reasonable state of repair.

(4) The inside of a loft shall be disinfected at least twice each year, and at such other times as may be directed by the Animal Control Officer to standards satisfactory to the Animal Control Officer.

(5) All lofts and flight pens shall be cleaned regularly of all excrement and refuse and shall be kept in a sanitary condition satisfactory to the Animal Control Officer.

(6) Every person who keeps pigeons shall allow the Animal Control Officer at any time, to inspect the loft or flight pen in which such pigeons are housed and shall obey all lawful directives regarding same.

(7) It shall be an offence for any person to fail to obey forthwith any lawful directive of the Animal Control Officer.

Exemptions to Pigeons Being Inside a Loft or Flight Pen

28. (1) No person shall permit pigeons owned or under the person's control to be outside the loft or flight pen except:

(a) for the purpose of supervised exercise to achieve and maintain muscular condition, provided exercise does not exceed three hours per day; or

(b) for the purpose of returning to the loft or flight pen from a supervised race or training flight.

PART VII - CONTROL AND REGULATION OF EXOTIC AND WILD ANIMALS

Owning and Harboring Exotic and Wild Animals

29. (1) No person shall own or harbour any animal, or hybrid of any animal, of the kind listed in Schedule "F" for any purpose.

- (2) No person, partnership or corporation, whether operated separately or in connection with another business enterprise, shall operate a pet store that buys, sells, trades, exhibits or harbours any animal or hybrid of any animal of the kind listed in Schedule “F”.

Exemptions to Owning and Harboring Exotic and Wild Animals

30. (1) Section 29 (1) does not prohibit the harbouring of an animal or a hybrid of an animal of the kind listed in Schedule “F” only in the following places or circumstances:
- (a) on the premises of the Yorkton Society for the Prevention of Cruelty to Animals;
 - (b) in a veterinary hospital under the care of a licensed veterinarian;
 - (c) by anyone holding a licence under any statute of the Legislature of Saskatchewan or the Government of Canada, which permits the keeping of animals under stated conditions.

General Penalty

31. (1) Any person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction:
- (a) in the case of an individual, to a fine of not less than \$100.00 and not more than \$10,000.00 or imprisonment for not more than one (1) year or both; and
 - (b) in the case of a corporation, to a fine of not less than \$100.00 and not more than \$25,000.00 or imprisonment of the directors of the corporation for not more than one (1) year or both.
- (2) Any person convicted of an offence under Part VII, Section 29 shall, within ten days thereafter, deliver all animals of the kind listed in Schedule “F” owned, kept or harboured by that person to the Poundkeeper and the animals so impounded shall become the property of the City and shall be donated to an approved agency or humanely euthanised.
- (3) Any person who fails to deliver an animal as required by subsection (2) is guilty of an offence and liable on summary conviction to the penalty contained in subsection (1).

PART VIII – GENERAL

32. Any animal suspected of having rabies or other life threatening disease shall be isolated and may not be claimed from the pound, destroyed or otherwise disposed of except after notice to the Medical Health Officer and then only in compliance with the direction of the Medical Health Officer.

Dog Runs

33. (1) Where a dog is housed or kept in a dog run, the Owner shall ensure that the dog run is kept in a sanitary condition protecting the health and safety of the dog and any other living being.
- (2) An Owner shall ensure a dog run on the Owner’s property is located no closer than 1 metre to a property line and no closer than 5 meters from a dwelling unit located on an adjacent property.

- (3) An Owner shall ensure that a dog run on the Owner's property is constructed of material of sufficient strength and in a manner adequate to:
 - (a) confine the dog; and
 - (b) prevent the entry of children of tender years.
- (4) If, in the opinion of the Animal Control Officer, the condition or location of a dog run is not in accordance with this Bylaw, the Animal Control Officer may order the owner of the property on which the dog run is located, to clean, alter, demolish or relocate the dog run within the time period specified in the order.
- (5) The person to whom an order is issued pursuant to subsection (4) shall comply with the order within the time specified in the order.
- (6) An order to relocate a dog run issued pursuant to subsection (4) will allow the owner of the property on which the dog run is located, at least 30 days to relocate or remove the dog run.

Kennels

34. The operation of any kennel within the City shall be subject to approval from the medical Health Officer for the City, and the kennel shall comply with the provisions of all Bylaws regulating the operation of kennels and businesses within the City.

Treasurer

35. The Treasurer shall institute a proper accounting system to ensure that official receipts are issued in respect of any license fees, pound fees or charges, or other monies received or collected in respect of this Bylaw, and that all records in respect to same are audited at the same time as other City records.

Number of Dogs Permitted

36. (1) Except for dogs kept as specified in clause (a), (b), (c) and (d) of Section 6(2) and the owner of a kennel registered with The Canadian Kennel Club, no person shall possess or harbor more than three (3) dogs over the age of three (3) months within the City of Yorkton, or;
 - (2) No person occupying a dwelling within the City of Yorkton as a member of a registered Canadian Kennel Club or any other bona fide kennel club shall possess or harbor more than five (5) dogs in number and no more than three (3) may be kept outside the dwelling.

Humane Destruction of Sick and Injured Animals

37. An Animal Control Officer or a Veterinarian may take immediate action to humanely destroy any sick or injured animal found within the City where, in his opinion immediate destruction of the animal is necessary to avoid unnecessary suffering by the animal.

38. Reasonable efforts shall be made to contact the owner of an animal before it is destroyed pursuant to Section 37, however no action lies against the Animal Control Officer or veterinarian solely because the owner of the animal was not contacted.

Prohibited Areas

39. (1) The areas listed in Schedule “G” are designated as areas where dogs are not permitted, or as a leash only area.

(2) No person shall permit a dog to be:

- (a) in a prohibited area listed in Schedule “G”;
- (b) in any posted area except for a specific activity approved by the City of Yorkton;

(3) This section shall not apply to a person who owns and is physically reliant on a guide dog trained and used to assist such person.

PART IX – PENALTIES

Voluntary Payment Tickets

40. (1) Where an Animal Control Officer or Peace Officer believes that a person has contravened any provision of this Bylaw, he may serve upon such person a Bylaw Violation Notice (Schedule E) as provided by this section either personally or by mailing or leaving same at his last known address and such service shall be adequate for the purpose of this Bylaw.

(2) Such notice shall be deemed to have been served on the expiration of twenty-four hours after it is posted, if the notice is mailed; or such notice shall be deemed to have been served on the day of actual delivery, if the notice is served personally; or such notice shall be deemed to have been served on the business day following the transmission, if given by facsimile.

(3) A Violation Notice Ticket shall be in such form as determined in Schedule “E” and shall state the section of the Bylaw, which was contravened, and the amount, which is provided in Schedule “B” that, will be accepted by the City in lieu of prosecution.

(4) Upon production of a Violation Notice Ticket issued pursuant to this section within twenty (20) days from the issue thereof, together with the payment of the fee as provided in Schedule “B” to the Treasurer at City Hall, the person to whom the ticket was issued shall not be liable for prosecution for the contravention in respect of which the ticket was issued.

(5) Where any person contravenes the same provision of this Bylaw two or more times within one twelve month period, the specified penalty payable in respect of the second or subsequent contravention is double the amount shown in Schedule “B” of this Bylaw in respect of that provision.

- (6) Notwithstanding the provisions of this section, a person to whom a ticket has been issued pursuant to this section may exercise his right to defend any charge of committing a contravention of any of the provisions of this Bylaw.

Summary Conviction

41. (1) Any person who contravenes any provision of this Bylaw, or neglects or refuses to comply therewith, is guilty of an offence, and is liable on summary conviction to:
- (a) a fine in the amount set out in Schedule “B”; or
 - (b) in the case of an individual, to a fine not exceeding \$10,000.00, or imprisonment for not more than one (1) year, or both;
 - (c) in the case of a corporation, to a fine not exceeding \$25,000.00 , or imprisonment of the directors of the corporation for not more than one (1) year, or both.
- (2) 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 for which he is liable under the provisions of this Bylaw.
- (3) A Provincial Court Judge, in addition to the penalties provided in this section, may if he considers the offence sufficiently serious, direct or order the owner of the dog to stop the animal from doing mischief or causing the disturbance or nuisance complained of, or to have the animal removed from the City, or have the animal destroyed.
- (4) A Provincial Court Judge, after convicting the owner of a dog of an offence under Section 43(1) and/or Section 43(2) and/or Section 44 of this Bylaw, may, in addition to any other penalties imposed or orders made, and without further notice or hearing, declare the subject dog a dangerous dog, pursuant to the provisions of this Bylaw.

Severability

42. If any section, subsection, sentence, clause, phrase or other portion of this Bylaw is for any reason held invalid or unconstitutional by a Court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision and the holding of the Court shall not affect the validity of the remaining portions of the Bylaw.

PART X – VICIOUS AND DANGEROUS ANIMALS

43. (1) The owner of a dog shall ensure that such dog shall not:
- (a) bite a person or persons whether on the property of the owner or not;
 - (b) do any act to injure a person or persons whether on the property of the owner or not;
 - (c) chase or otherwise threaten a person or persons whether on the property of the owner or not, unless the person chased or threatened is a trespasser on the property of the owner;
 - (d) cause damage to property or other animals;

- (2) Any owner of a dog which is or has become vicious by biting, injuring or chasing a person or animal whether on the property of the owner or not pursuant to Section 43(1) will be issued a Vicious Dog Order by the Animal Control Officer embodying all of the following terms. The owner of a vicious dog shall ensure that:
- (a) it does not bite, injure, chase or attack a person or other animal whether on the property of the owner or not;
 - (b) when it is on the property of the owner it is confined in:
 - (i) an enclosed area or in a fenced yard on a chain capable of restraining the dog which enclosed area or fenced yard is marked with a sign (as illustrated in Appendix "A") indicating the presence of a vicious dog and prevents the escape of the vicious dog, or
 - (ii) a dwelling and under the control of a person over the age of sixteen (16) years, and
 - (c) when it is off the property of the owner it is securely:
 - (i) muzzled, and
 - (ii) harnessed or leashed in a manner that prevents it from biting, chasing or attacking a person or other animal.
- (3) After a period of one year after a dog has been deemed to be ordered a "vicious dog" as defined in Section 43(2) hereof, the owner may apply to the Animal Control Officer for an Order declaring the dog to no longer be deemed vicious. This Order can only be granted after a hearing during which the owner shall have the onus of proving the following:
- (a) that the City was provided with at least two weeks written notice of the hearing;
 - (b) that the dog did not during the preceding twelve months:
 - (i) bite a person or persons whether on the property of the owner or not;
 - (ii) do any act to injure a person or persons whether on the property of the owner or not;
 - (iii) chase or otherwise threaten a person or persons whether on the property of the owner or not, unless the person chased or threatened is a trespasser on the property of the owner;
 - (iv) cause damage to property or other animals.

44. (1) An animal is dangerous where it is proved that:

- (a) the animal, without provocation, in a vicious or menacing manner, chased or approached a person or domestic animal in an apparent attitude of attack;
- (b) the animal has a known propensity, tendency or disposition to attack without provocation, to cause injury or to otherwise threaten the safety of persons or domestic animals;
- (c) the animal has, without provocation, bitten, inflicted injury, assaulted or otherwise attacked a person or domestic animal.

(2) For the purposes of this section, an animal is presumed not to have been provoked, in the absence of evidence to the contrary.

Exemption For Guard Dogs

45. No dog shall be considered dangerous where an action described in clause 44 (1) (a), (b) or (c) occurred while the dog was:
- (a) acting in the performance of police work; or
 - (b) working as a guard dog on commercial property:
 - (i) securely enclosed on property by a fence or other barrier sufficient to prevent the escape of the dog and the entry of children of tender years; and
 - (ii) defending that property against a person who was committing an offence.

Fighting Dogs Considered Dangerous

46. Notwithstanding the generality of Section 44, a dog is dangerous where it is proved that the dog is owned primarily, or in part, for the purpose of dog fighting or is trained for dog fighting.

Dangerous Animal Hearings

47. (1) If a complaint is made that an animal is dangerous, a judge shall hold a hearing to determine if, based upon the evidence adduced at the hearing, the animal is, in fact, dangerous.
- (2) Notice of the hearing referred to in subsection (1) shall be served upon the owner of the animal in accordance with Section 62.
- (3) Where an owner does not appear at the time and place appointed for the hearing after having been notified of that time or place, the judge may proceed *ex parte* to hear and determine the proceedings in the absence of the owner as fully and effectively as if the owner had appeared.
- (4) If the judge is satisfied, on the evidence, that the animal is dangerous, the judge shall make an order embodying all of the following terms:
- (a) if the owner removes the animal from the owners property, the owner shall muzzle and leash it in accordance with the criteria prescribed in Section 55 and keep it under direct control and supervision;
 - (b) the owner shall inoculate the animal against rabies in accordance with the provisions of Section 56;
 - (c) the owner shall report the sale or other disposition of the animal to the City Clerk ;
 - (d) where the animal is moved to a different city or municipality, the owner shall notify the City Clerk of the City of Yorkton and the City Clerk of the municipality where the animal is being moved to;
 - (e) where the animal is to be sold or given away, the owner shall:
 - (i) notify any prospective owner that the animal has been declared dangerous, before it is sold or given away; and
 - (ii) notify the City Clerk of the name, address and telephone number of any new owner of the animal;
 - (f) if the animal is unlicensed, the owner shall, at the owners expense and within ten days of the date of the order, purchase the requisite license for the animal;
 - (g) the owner shall have the animal micro chipped in accordance with Section 57.

- (5) An order pursuant to subsection (4) may also include any or all of the following terms:
- (a) the owner shall keep the animal in an enclosure which complies with the criteria prescribed in Section 58;
 - (b) the owner shall obtain and keep in effect liability insurance in an amount of not less than \$300,000.00 for any bodily injury to or death of any person or domestic animal, or for damage to property, caused by the animal;
 - (c) the owner shall display a sign, which complies with the criteria prescribed in Section 59, on the owners property warning of the presence of the animal and shall continue to display that sign in good condition so long as the animal is present on the property;
 - (d) the owner shall have the animal spayed or neutered;
 - (e) the owner shall take such other measures as the judge considers appropriate.
- (6) Notwithstanding subsection (4), a judge may, in the alternative, order that the animal be destroyed or otherwise disposed of at the owners expense and shall give directions with respect to the destruction or other disposition.
- (7) Where an order has been made pursuant to subsection (5) against the owner, the owner may apply to the judge who made the order for an order that compliance with the provisions of clause (5)(b) be waived.
- (8) On an application pursuant to subsection (7), the judge may waive compliance with clause (5)(b), on any terms and conditions that the judge considers reasonable, where the judge is satisfied that the owner is unable to comply with the requirements of that clause for a reason other than the owners financial circumstances.
- (9) A person desiring to appeal an order pursuant to this section shall, within seven days of the order being appealed from, file a notice of appeal with Her Majesty's Court of Queen's Bench, and the provisions of Part XXVII of the *Criminal Code* apply with any necessary modification.

Offences and Penalties for Dangerous Dogs

48. (1) Any person who owns a dog for the purpose of dog fighting, or trains, torments, badgers, baits or otherwise uses a dog for the purpose of causing or encouraging the dog to make unprovoked attacks on persons or domestic animals is guilty of an offence.
- (2) Any person who displays a prescribed sign warning of the presence of a dangerous animal and who is not acting in accordance with an order made pursuant to subsection 47(5)(c) or has not received the permission of the City to display the sign is guilty of an offence.
- (3) Any person who does not comply with any part of an order made against him or her pursuant to Section 47(4), (5) or (6) is guilty of an offence.
- (4) Any person who owns an animal that, without provocation, attacks, assaults, wounds, bites, injures or kills a person or domestic animal, is guilty of an offence.

- (5) A person who is guilty of an offence pursuant to this section is liable on summary conviction:
- (a) to a fine in the amount set out in Schedule “B”; or
 - (b) in the case of an individual, to a fine not exceeding \$10,000.00, or imprisonment for not more than one (1) year, or both;
 - (c) in the case of a corporation, to a fine not exceeding \$25,000.00, or imprisonment of the directors of the corporation for not more than one (1) year, or both.
- (6) In addition to imposing the penalty under subsection (5), the convicting judge shall make an order embodying the requirements of subsection 47(4).
- (7) An order pursuant to subsection (6) may also include the requirements of subsection 47(5).
- (8) Notwithstanding subsection (6), the judge may, in the alternative, order that the animal be destroyed or otherwise disposed of at the owners expense and shall give directions with respect to the destruction or other disposition.
- (9) A person desiring to appeal an order or conviction pursuant to this section shall, within seven days of the order or conviction being appealed from, file a notice of appeal with the Court, and the provisions of Part XXVII of the *Criminal Code* apply with any necessary modification.

Order Binds Subsequent Owner

49. An order issued pursuant to Section 47 or 48 continues to apply if the animal is sold or given to a new owner or is moved to a different municipality.

Execution of Destruction Order

50. (1) Unless the owner otherwise agrees, every order for destruction of an animal shall state that it shall not be implemented for eight days.
- (2) Where an appeal is taken against an order for the destruction of an animal, the application of the order is stayed pending the disposition of the appeal.
- (3) Regardless of the outcome of the appeal, the owner shall be responsible for the payment of the costs of impoundment of the animal pending the hearing.

Return of Animal

51. Where the judge on appeal overturns the order for destruction of the animal, the animal shall be released to the owner after the owner has paid the costs of impoundment of the animal pending the hearing.

Destruction by Peace Officers

52. (1) A peace officer as defined by the *Criminal Code* may destroy any animal that the officer finds injuring or viciously attacking a person or domestic animal.

(2) Where the officer acted in good faith, a peace officer who destroys an animal pursuant to subsection (1) is not liable to the owner for the value of the animal.

Entry and Search

53. If a peace officer as defined by the *Criminal Code* or a designated officer has reasonable grounds to believe that an animal that is dangerous or has been ordered to be destroyed or otherwise disposed of is in or on any premises, the peace officer or designated officer may enter the premises and search for and impound the animal in accordance with Section 327 of *The Cities Act*.

Charges May Be Added to Property Taxes

54. (1) If a person owes the City for costs incurred by the City with respect to a dangerous animal, the City may add the amount owing to the tax roll of any parcel of land for which the person is the assessed person.

(2) If an amount is added to the tax roll of a parcel of land pursuant to subsection (1), the amount:

(a) is deemed for all purposes to be a tax imposed pursuant to *The Cities Act* from the date it was added to the tax roll; and

(b) forms a lien against the parcel of land in favour of the City from the date it was added to the tax roll.

Criteria for Muzzle and Leash for Dangerous Animals

55. Where an animal that has been declared dangerous pursuant to Section 47 is removed from the owners property, the animal shall be equipped with a muzzle and be secured by a leash in accordance with the following criteria:

(a) the animal shall be fitted with a collar or harness for the body that is properly placed and fitted on the animal;

(b) the movement of the animal shall be controlled by a person by means of a leash attached to the collar or harness of the animal;

(c) the leash shall not exceed 1.2 meters in length and shall be constructed of a material having a tensile strength of at least 40 kilograms;

(d) the muzzle on the animal shall be properly fitted on the animal to prevent it from biting any animal or person;

(e) the muzzle shall be fitted on the animal in a manner that it will not interfere with the vision or respiration of the animal.

Inoculation of Animals

56. (1) Where an animal has been declared to be dangerous pursuant to Section 47, the owner of the animal shall, at the owners expense and within ten days of the date of the order of the judge declaring the animal to be dangerous, have the animal inoculated against rabies by a veterinarian and provide proof to a designated officer that the dog has been inoculated.
- (2) Where the owner of an animal provides proof that the animal has been inoculated against rabies during the period of 12 months prior to the date of the order, the owner is not required to comply with subsection (1) until the expiration of 12 months from the date of inoculation of the animal.
- (3) The owner of an animal shall have the animal inoculated within each 12 month period following the inoculation mentioned in subsection (1) or (2) during the lifetime of the animal.

Micro Chipping of Dangerous Animals

57. Where an animal has been declared dangerous pursuant to Section 47, the owner of the animal shall, at the owners expense and within ten days of the date of the order, cause the animal to be micro chipped by a veterinarian and provide proof of same to the Animal Control Officer.

Enclosures for Dangerous Animals

58. If a judge orders pursuant to clause 47 (5)(a) that an animal be kept in an enclosure, the enclosure must comply with the following criteria:
- (1) the enclosure shall be constructed of wood or any other building material of sufficient strength and in a manner adequate to:
- (a) confine the animal; and
 - (b) prevent the entry of children of tender years;
- (2) the entrances and other areas by which entry to or exit from the enclosure may be made shall be locked or fastened in a manner adequate to prevent the animal from escaping from the enclosure;
- (3) the enclosure shall be at least 3 meters in length, 1.5 meters in width and 1.8 meters in height;
- (4) the enclosure shall have a top secured to the sides of the enclosure;
- (5) the enclosure shall:
- (a) have a floor secured to the sides of the enclosure; or
 - (b) the sides of the enclosure shall be embedded in the ground to a depth of at least .6 meters;
- (6) the enclosure shall:
- (a) provide protection from the elements for the animal;
 - (b) provide adequate light and ventilation for the animal; and
 - (c) be kept in a sanitary and clean condition.

Signs

59. (1) Where an animal has been declared dangerous pursuant to Section 47, the owner of the animal shall, within ten days of the date of the order of the judge declaring the animal to be dangerous, display a sign on his or her premises warning of the presence of the animal in the form illustrated in Appendix “B”.
- (2) A sign required by subsection (1) shall be placed at each entrance to the premises where the animal is kept and on the enclosure in which the animal is confined.
- (3) A sign required by subsection (1) shall be clearly visible and capable of being read from any adjacent public road.

Quarantine of Animals

60. Where an animal has bitten a person or domestic animal, the owner of the animal shall, unless the animal is ordered destroyed, quarantine the animal for observation for symptoms of rabies for a period of not less than ten days in accordance with the *Animal Disease and Protection Act* (Canada).

Rabies Test of Animals

61. (1) Every person who destroys an animal following the non-fatal biting of a person or domestic animal, whether the destruction is pursuant to an order of a judge or court or at the decision of the owner of the animal, shall, if the destruction is carried out before the completion of the quarantine period mentioned in Section 60, retain the head of the animal in a manner usable for testing the animal for rabies.
- (2) Where a person destroys an animal in the circumstances described in subsection (1), the person shall immediately notify a veterinarian or a peace officer that he or she is in possession of the head of an animal to be tested for rabies.

Service of Orders

62. (1) Except where otherwise provided in this Bylaw, any notice, order or other document required by this Bylaw to be given or served may be served:
- (a) personally;
 - (b) by registered mail to the last known address of the person being served;
 - (c) by hand delivering a copy of the notice, order or document to the last known address of the person being served; or
 - (d) by posting a copy of the notice, order or document at the land, building or structure or on a vehicle to which the notice, order or document relates.
- (2) A notice, order or document served in accordance with clause (1)(b) is deemed to have been served on the fifth day after the date of its mailing.
- (3) A notice, order or document served in accordance with clause (1)(c) or (d) is deemed to have been served on the day after the date of its delivery of posting.

- (4) If service cannot be effected in accordance with subsection (1):
- (a) the notice, order or other document may be served by publishing it in two (2) issues of a newspaper circulating in the city; and
 - (b) for the purposes of clause (a), the second publication must appear at least three (3) days before any action is taken with respect to the matter to which the notice, order or document relates.

Repeal of Former Bylaw

63. Bylaw No. 1/2001 passed on the 26th of February, 2001 and Bylaw No. 3/2002 passed on the 25th of March, 2002 and all amendments thereto are hereby repealed.

Effective Date of Bylaw

64. This Bylaw shall come into force and take effect on the day of final passing thereof.

MAYOR

CITY CLERK

Introduced and read a first time this 13th day of January, A.D. 2003.

Read a second time this 13th day of January, A.D. 2003.

Read a third time and adopted this 13th day of January, A.D. 2003.

SCHEDULE "A"

Section 3

THE ANIMAL CONTROL BYLAW ANNUAL LICENSE FEE

| <u>DOG LICENSE</u> | <u>AMOUNT</u> |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|
| 1. Male or Female | \$20.00 |
| 2. Neutered male or spayed female | \$10.00 |
| 3. All dogs between the age of 1 and 12 months at the time the license is purchased; such dog license purchased being valid for the current licensing period | \$10.00 |
| 4. Guide/Seeing eye dog | no charge |
| 5. Replacement Tag | \$5.00 |

SCHEDULE "B"

AMOUNTS WHICH WILL BE ACCEPTED BY CITY IN LIEU OF PROSECUTION

| <u>OFFENCE UNDER</u> | <u>OFFENCE</u> | <u>AMOUNT</u> |
|----------------------|--------------------------------------------------------------------------------------------------------|---------------|
| Section 3 (1) | Unlicensed Dog | \$ 50.00 |
| (6) | False Information | \$100.00 |
| Section 4 (1)(a) | Dog was not wearing license off the owners property | \$ 25.00 |
| Section 5 | Removing collar or tag | \$ 50.00 |
| Section 6 (2) | Failing to show or produce current license, receipt or other evidence that he has paid the license fee | \$ 75.00 |
| (4) | Failing to return license | \$ 50.00 |
| Section 7 (1) | Dog at large | \$ 50.00 |
| Section 8 (1)(a) | Upset waste receptacle | \$ 25.00 |
| (b) | Dog unattended in motor vehicle | \$ 50.00 |
| Section 9 | Permitting a dog to become a nuisance by barking | \$100.00 |
| Section 10 (1) | Defecation – property other than owner | \$ 50.00 |
| (2) | Defecation – owner’s property not cleaned daily | \$ 50.00 |
| Section 11 (1) | Allowing animal feces to accumulate on property | \$100.00 |
| Section 12 | Failed to keep female dog in heat housed | \$ 50.00 |
| Section 13 (1) | Untie or free an animal | \$ 75.00 |
| (2) | Willfully open gate or door | \$ 75.00 |
| (3) | Tease, throw things at dog | \$ 50.00 |
| Section 14 (2) | Interference with enforcement | \$100.00 |
| Section 21 (3) | Fail to license or vaccinate dog pursuant to Section 21 (2) | \$ 50.00 |

*Subsequent Offence committed within twelve (12) months of the first offence –
DOUBLE THE ABOVE SCHEDULE*

SCHEDULE “B” *Continued*

**AMOUNTS WHICH WILL BE ACCEPTED BY CITY
IN LIEU OF PROSECUTION**

| <u>OFFENCE UNDER</u> | <u>OFFENCE</u> | <u>AMOUNT</u> |
|-----------------------------|----------------------------------------------------------------------------------------------------|----------------------|
| Section 25 | Failing to remove live poultry, livestock and/or bees within the boundaries of the City of Yorkton | \$100.00 |
| Section 26 | Pigeon on other person’s property | \$100.00 |
| Section 27 (7) | Failure to obey order of Animal Control Officer | \$100.00 |
| Section 28 | Pigeon improperly at large | \$ 50.00 |
| Section 29 | Owning and harbouring Exotic and Wild Animals | \$100.00 |
| Section 32 | Failure to allow dog to be isolated | \$100.00 |
| Section 33 (4) | Failure to clean, alter, demolish or relocate dog run | \$100.00 |
| Section 36 (1) or (2) | Exceeding maximum number of dogs | \$ 50.00 |
| Section 39 (2) | Permitting a dog in prohibited areas | \$ 75.00 |
| Section 43 (1)(a) | Biting a person(s) | \$100.00 |
| (b) | Injure a person(s) | \$100.00 |
| (c) | Chase a person(s) | \$100.00 |
| (d) | Cause damage to property or other animals | \$100.00 |
| (2)(a) | Vicious dog biting a person or animal | \$200.00 |
| (b) (i) | Vicious dog not fenced and chained or signed | \$200.00 |
| (ii) | Vicious dog in dwelling not under control by person over 16 years of age | \$200.00 |
| (c) (i) | Vicious dog not muzzled | \$200.00 |
| (ii) | Vicious dog not harnessed or leashed | \$200.00 |
| Section 46 | Used and trained for dog fighting | \$300.00 |

*Subsequent Offence committed within twelve (12) months of the first offence –
DOUBLE THE ABOVE SCHEDULE*

SCHEDULE “B” *Continued*
 Part X – Dangerous Dogs

**AMOUNTS WHICH WILL BE ACCEPTED BY CITY
 IN LIEU OF PROSECUTION**

Minimum Penalties with respect to Dangerous Dogs

| <u>OFFENCE UNDER</u> | <u>OFFENCE</u> | <u>AMOUNT</u> |
|-----------------------------|-----------------------------------------------------------------------------------------------------------------------------|----------------------|
| Section 47 (4)(a) | Failure to keep a dangerous dog muzzled, harnessed or leashed properly | \$400.00 |
| (b) | Failing to inoculate dangerous dog against rabies | \$100.00 |
| (c) to (e) | Failing to report sale, move or giving away of dangerous dog | \$200.00 |
| (f) | Failing to license dangerous dog | \$100.00 |
| (g) | Failing to micro chip dangerous dog | \$200.00 |
| (5)(a) | Failure to keep dangerous dog within prescribed enclosure or comply with enclosure specifications | \$200.00 |
| (c) | Failure to display dangerous dog sign on premises | \$400.00 |
| (d) | Failing to spayed or neuter dangerous dog | \$200.00 |
| (6) | Failing to comply to order to destroy animal | \$400.00 |
| Section 48 (1) | Encouraging dog to attack persons or animals | \$400.00 |
| (2) | Displaying prescribed sign illustrated in Appendix “B” not in accordance with an order or permission of the City of Yorkton | \$200.00 |
| (4) | Without provocation attacks, assaults, wounds, bites or injures a person or domestic animal | \$400.00 |
| Section 49 | Failing to comply to order when an animal is sold or given to new owner | \$200.00 |

*Subsequent Offence committed within twelve (12) months of the first offence –
 DOUBLE THE ABOVE SCHEDULE*

SCHEDULE "C"

Section 20

CHARGES FOR THE RELEASE OF IMPOUNDED DOGS

- a) First Offence:
\$30.00 plus minimum \$8.00 per day or part thereof plus annual license fee if unlicensed.

- b) Second and Subsequent Offences Within One 12 Month Period:
\$60.00 plus minimum \$8.00 per day or part thereof.

SCHEDULE "D"

Section 21

DECLARATION TO HAVE DOG LICENSED AND VACCINATED

I, _____ of _____
Hereby declare that the dog, which is released to me by the SPCA on this date, will be vaccinated for rabies and licensed as required by the City of Yorkton Animal Control Bylaw within 30 days.

I acknowledge that failure to comply with this declaration may result in prosecution under Section 21(3) of the Animal Control Bylaw.

Dog Owner

Description of Dog

Address

Date

Witness

SCHEDULE "E"

Section 40

BYLAW VIOLATION NOTICE



TICKET NO. 053

City Of Yorkton Bylaw Violation Notice

NAME _____
(PRINT) (LAST) (FIRST) (OTHER)

ADDRESS _____
(PRINT) (STREET)

| | | | |
|---------------|-----|----|------|
| DATE OF ISSUE | DAY | MO | YEAR |
|---------------|-----|----|------|

(CITY) (PROVINCE) (POSTAL CODE)

On, or about the _____ day of _____, _____ at YORKTON, at _____
(YEAR) (SASKATCHEWAN) (TIME)

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENCE UNDER SEC. NO. _____ OF THE

- Animal Control - Bylaw # _____
- Noise Abatement - Bylaw # _____
- Business License - Bylaw # _____
- Snowmobile Trail - Bylaw # _____
- Cat Control - Bylaw # _____
- Traffic - Bylaw # _____
- Junk Vehicle - Bylaw # _____
- Unsightly Premises - Bylaw # _____
- Other _____

Description of Offence _____

| | | | | |
|-----------------------------------------------|-------|--------|---------|-------|
| Vehicle Description (If Related To Violation) | | | | |
| Make | Model | Colour | Licence | Prov. |

| | | | |
|---------|-----------------------------------------------------------------------------------------------------------------------|--------------------------|----------------------------------------------------------|
| Penalty | PAY PENALTY AMOUNT INDICATED, WITHIN TWENTY DAYS, OR A SUMMONS WILL BE ISSUED AND A COURT APPEARANCE WILL BE REQUIRED | PAY AMOUNT INDICATED OR: | |
| | | \$ _____ (Amount) | IF PAYMENT IS MADE WITHIN _____ DAYS OF ISSUE DATE PAY → |

Distribution: White - Treasurers, Canary - Violator, Pink - File Copy

Peace Officer / Bylaw Control Officer

| | | |
|--|--|--|
| | | |
|--|--|--|

(Dept. No.) _____ (Signature)

SCHEDULE “F”

Section 29

BEING A LIST OF ANIMALS THE KEEPING OF WHICH IS PROHIBITED WITHIN THE CITY OF YORKTON

- All Arachnids dangerous to humans (such as scorpions and tarantulas, except tarantulas of the genera Aphonopelma, Avicularia and Grammostola)
- All Artiodactylus Ungulates, except domestic goats, sheep, cattle, and pot bellied pig
- All Bats
- All Canids, except the domestic dog
- All Crocodylians (such as alligators, crocodiles, and caimans)
- All Edentates (such as anteaters, sloths, and armadillos)
- All Elephants
- All Felids, except the domestic cat
- All Hyaenas
- All Marsupials (such as kangaroos and opossums)
- All Mustelids (such as skunks, weasles, otters, and badgers) except the domestic ferret
- All non-human Primates (such as gorillas and monkeys)
- All Perissodactylus Ungulates, except the domestic horse, mule, and ass
- All Pinnipeds (such as seals, fur seals, and walruses)
- All Procyonids (such as raccoons, coatis, and cacomistles)
- All Raptors, diurnal and nocturnal (such as eagles, hawks, and owls)
- All Ratite Birds (such as ostriches, rheas, and cassowaries)
- All snakes of the families Pythonidae and Boidae
- All Ursids (bears)
- All venomous Reptiles and Amphibians
- All Viverrids (such as mongooses, civets, and genets).

Examples of animals of a particular prohibited group are given in parentheses. They are examples only and shall not be construed as limiting the generality of the group.

SCHEDULE “G”

Section 39

PROHIBITED AREAS FOR DOGS

- Kinsmen Century Field
- All Public Playgrounds
- Deer Park Municipal Golf Course (April 1st to October 31st of each year)

LEASH ONLY AREA

- Ravine Ecological Preserve

APPENDIX "A"

Section 8

BEWARE



Vicious Dog

on

Premises

Bylaw No. 3/2003

APPENDIX "B"

WARNING



DANGEROUS DOG ON PREMISES

Bylaw No. 3/2003