

**BYLAW NO. 02/031**

**BEING A BYLAW OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO TO PROVIDE FOR THE LICENSING, REGULATION AND CONTROL OF ANIMALS IN THE REGIONAL MUNICIPALITY OF WOOD BUFFALO**

WHEREAS, by virtue of the power conferred on it by the Municipal Government Act, R.S.A. 2000 c. M-26, as amended, the Council of the Regional Municipality of Wood Buffalo, in the Province of Alberta, duly assembled, enacts as follows:

**SECTION 1 - SHORT TITLE**

- 1.01 This Bylaw may be cited as the 'Animal Control Bylaw' of the Regional Municipality of Wood Buffalo.

**SECTION 2 - DEFINITIONS**

- 2.01 "Animal" means any vertebrate, but; excluding the following:
- (a) humans and fish;
  - (b) wildlife as defined in the Wildlife Act R.S.A.2000 c.W-10, and which is held live under a permit issued pursuant to the Wildlife Act or the keeping of which is otherwise subject to permit requirements under the Wildlife Act as amended, or repealed and replaced from time to time.
- 2.02 "Animal Control Officer" means a Bylaw Enforcement Officer appointed by the Municipality to do any act or perform any duties under this bylaw and includes a member of the Royal Canadian Mounted Police, an independent contractor who is under contract with the Municipality to provide Bylaw Enforcement Services, Animal Control Supervisor, or, when authorized, a Special Constable.
- 2.03 "Animal Control Supervisor" means a person in charge of the Animal Control Officers under contract to the Municipality.
- 2.04 "Animal Shelter" means premises designated by the Municipality for the impoundment and care of animals and includes premises supplied by an independent contractor under contract with the Municipality to provide such premises.
- 2.05 "At Large" means where an animal is at any place other than the owner's property or permitted property, and is not confined in an enclosed vehicle, and is not being carried by any person or is not otherwise restrained by a permitted leash held by a person, and that permitted leash is not attached to a choke chain, collar or harness securely holding that animal. If the person is unable to restrain the animal by a permitted leash, then the animal shall be deemed to be "at large" notwithstanding the presence of a permitted leash.

- 2.06 "Breeder" means a person who keeps or maintains animals for breeding purposes.
- 2.07 "Chief Bylaw Officer" means the person in charge of the Royal Canadian Mounted Police Fort McMurray Detachment or his/her designate.
- 2.08 "Commercial Kennel License" (Boarding Kennel) shall have the meaning given in the Regional Municipality of Wood Buffalo Business Licensing Bylaw No. 01/031, as amended, or repealed and replaced from time to time.
- 2.09 "Controlled Confinement" means the confinement of an animal in a pen, cage or building or securely tethered in a manner that will not allow the animal to bite, harm or harass any person or animal.
- 2.10 "Damage to Property" means damage to property other than the owner's property, and includes defecating or urinating on such property.
- 2.11 "Dangerous Dog" means a dog that the Courts declare to be dangerous under the "Dangerous Dog Act".
- 2.12 "Dog Lot Occupant" means any person who keeps sled dogs on an approved site outside Ward 1. The site must be designated as per the Land Use Bylaw.
- 2.13 "Impoundment" means lodgement of an animal at a designated animal shelter within the Regional Municipality of Wood Buffalo.
- 2.14 "Kennel" means any dwelling, shelter, room, or place outside of the owner's residence or place of business provided as shelter and for habitation by a dog.
- 2.15 "License" means an Animal License issued by the Municipality in accordance with the provisions of this bylaw.
- 2.16 "License Fee" means the applicable annual fee payable in respect of a license for any particular animal as set out in Appendix A of this Bylaw.
- 2.17 "License Tag" means an identification tag issued by the Municipality showing the license number for a specific animal.
- 2.18 "Municipality" means the Regional Municipality of Wood Buffalo, excluding Ward Two (2) as defined by Order in Council No. 817-94.

- 2.19 "Outside Animal" means any animal that is kept outside the owners residence more than twelve (12) hours per day, or any animal that is kept outside during the hours of 10 pm and 7 am the following day, whether or not the owner has provided any other form of shelter for the animal outside of the owner's residence.
- 2.20 "Owner" means:
- (a) a person who has the care, charge, custody, possession or control of an animal;
  - (b) a person who owns or who claims any proprietary interest in an animal;
  - (c) a person who harbors, suffers or permits an animal to be present on any property owned, occupied or leased by him , or which is otherwise under his control;
  - (d) a person who claims and receives an animal from the custody of the Animal Shelter or an Animal Control Officer; or
  - (e) a person to whom a license tag was issued for an animal in accordance with this bylaw; and
  - (f) for the purposes of this bylaw, an animal may have more than one (1) owner.
- 2.21 "Owner's Property" means any property in which the owner of an animal has a legal or equitable interest or over which the owner of an animal has been given the control or use thereof, by the legal or equitable owner of the property, and which property shall include, without limiting the generality of the foregoing, land, buildings and vehicles.
- 2.22 "Permitted Leash" means a leash adequate to restrain the animal to which it is attached.
- 2.23 "Permitted Property" means private property upon which the owner of an animal has the express permission of the owner of that property to allow the owner's animal to be at large thereon.
- 2.24 "Prohibited Area" means an area where animals are not permitted either on or off a leash and will include, but is not limited to, the following areas: school grounds, adopt-a-parks, athletic parks, golf courses, tot lots, designated urban park trails, cemeteries and wading/swimming areas.
- 2.25 "Public Property" means property within the borders of the Municipality owned by the Municipality or under its care, control and management.
- 2.26 "School Ground" means that area of up to four (4) hectares of land adjacent to a school , and that is property owned or occupied by any Board of Education within the Regional Municipality of Wood Buffalo and includes property owned or occupied with another party of the Regional Municipality of Wood Buffalo.
- 2.27 "Vicious Animal" means:
- (a) Any animal with a known propensity, tenancy or disposition to attack, without provocation, other animals or humans;

- b) Any animal which has inflicted a wound of a serious nature upon another animal or human without provocation; or,
- c) Any dog that has been the subject of an order pursuant to the Dangerous Dog Act, R.S.A. 2000, c.D-3, as amended, or repealed and replaced from time to time.

2.28 "Violation Ticket" means a ticket issued pursuant to Part 2 of the Provincial Offences Procedure Act, R.S.A. 2000, c.P-34, as amended, and regulations thereunder.

2.29 "Wound" means an injury to a human or animal resulting from the action of an animal which causes the skin to be broken or flesh to be torn.

### **SECTION 3 - LICENSING PROVISIONS**

3.01 Every person who is the owner of an animal which is specified in Appendix D, shall apply for a license for that animal by submitting an application to the Municipality's Office or designated contractor, and if the application is approved, by paying the applicable license fee as set out in Appendix A of this bylaw:

- (a) within fourteen (14) days of the person becoming the owner of the animal, or
- (b) within fourteen (14) days of the owner taking up residence in the Municipality, or
- (c) immediately, if adopting any animal from the SPCA, or
- (d) by six months of age, if kept by the original breeder.

3.02 An owner of an animal which is not licensed, and which is required to be licensed pursuant to this bylaw is guilty of an offence.

3.03 Any person who provides the Municipality with false or misleading information with respect to the information required is guilty of an offence.

3.04 A license issued under this bylaw shall not be transferable from one animal to another, nor from one owner to another.

3.05 If the application is approved, and the required license fee is paid, the owner will be supplied with a license tag which shall have the number registered to that animal.

3.06 An owner shall ensure that the license tag is worn by the animal at all times when the animal is off the owner's property. An owner of a licensed animal is guilty of an offence if that animal is not wearing a license tag.

3.07 All licenses for animals are to be purchased from the SPCA or designated contractor, at a cost as specified in Appendix A. No person is entitled to a refund or rebate for any license fee.

3.08 All animal licenses shall expire at the end of April each year.

- 3.09 The Animal Control Officer shall consider all applications for licenses, and shall:
- (a) require the applicant to submit such information as the Animal Control Officer or the Municipality deems appropriate; such information shall include, but not be limited to:
    - (i) the health of the animal(s);
    - (ii) proposed controlled confinement of the animal(s);
    - (iii) the property where the animal(s) are to be kept;
    - (iv) availability and nature of insurance in respect to the animal(s);
    - (v) breed and history (inclusive of spaying / neutering) of the animal(s);
    - (vi) the number of animal(s) to be kept on the property (see Appendix 'D').
  - (b) reject the application; or
  - (c) approve the application with or without any conditions relevant to the presence of the animal(s) on the property.
- 3.10 The Animal Control Officer may revoke a license if:
- (a) the applicant fails to comply with the conditions of the license;
  - (b) the license was issued on the basis of incorrect information, or misrepresentation by the applicant;
  - (c) if the animal is deemed to be vicious;
  - (d) the license was issued in error;
  - (e) the owner breaches a provision of this bylaw.
- 3.11 Any person wishing to appeal the issuance, or the revoking of a license, may do so in writing to the Chief Bylaw Officer who may at his/her discretion reinstate or revoke the animal license.
- 3.12 This section shall not apply to the SPCA, or any pet store or kennel licensed as a business by the Municipality.
- 3.13 Exemptions from Licensing Fees;
- (a) Where the Animal Control Officer is satisfied that a person is the owner of an animal trained and used to assist its owner in meeting the owner's requirements for daily living, or where the animal is trained and used in the provisions of specialized services including, but not limited to, law enforcement and search and rescue activities, there shall be no fee payable by the owner for the animal license.
  - (b) Where the owner is 60 years of age or older, there shall be no fee payable by the owner for an animal license.
  - (c) Where the Animal Control Officer is satisfied that the cost of animal licensing will be an undue hardship for the owner, the Animal Control Officer, at his/her discretion may waive all licensing fees with the exception of vicious animals.
  - (d) All animals other than cats and dogs.
- 3.14 Any person wishing to have more than four (4) animals licensed at any one (1) address will require approval by the Chief Bylaw Officer.



- 3.15 No person will be permitted to keep more than two (2) outside animals at any one (1) address in Ward 1.
- 3.16 (a) Notwithstanding Section 3.15, any person in Ward 1, who at the time this bylaw comes into force, is the owner of more than two (2) licensed outside animals, shall be entitled to continue keeping those animals outside and to renew the license for such animals for as long as that person remains resident at the address identified on the licences for such animals.
- (b) However, a person subject to subparagraph (a) shall not be entitled to receive a new license for any new animal intended to be kept as an outside animal on their property, unless the total number of licensed outside animals kept by that owner is less than two (2).
- (c) Nothing in Section 3.15 shall prohibit the Chief Bylaw Officer from revoking a current license for failure to comply with the provisions of this bylaw, or prohibit an Animal Control Officer from refusing to renew a license for failure to meet the licensing requirements of this bylaw, or prohibit the imposition of a restriction pursuant to Section 5.07.

#### **SECTION 4 - ANIMAL CONTROL PROVISIONS**

- 4.01 (a) An owner of an animal at large is guilty of an offence.
- (b) An owner who does not keep his or her animal on a permitted leash at all times while the animal is off the owner's property, or a permitted property is guilty of an offence.
- 4.02 If an animal barks or howls or makes another noise, thereby disturbing the quiet or repose of any person, the owner of the animal is guilty of an offence.
- 4.03 An owner of an animal which has caused damage to property within the Municipality is guilty of an offence.
- 4.04 The Municipality may post signs on areas of public property within the Municipality where animals shall not be permitted. An owner of an animal present in an area of public property marked by such a sign shall be guilty of an offence whether or not the animal is at large.
- 4.05 An owner of an animal is guilty of an offence if such animal:
- (a) attacks, threatens, harasses, chases, bites or injures any person; or
- (b) attacks, threatens, harasses, chases, bites, kills or injures any animal belonging to another person(s);
- (c) chases any vehicle.
- 4.06 (a) If an animal defecates on property which is not the owner's property, the owner shall cause such defecation to be removed immediately and disposed of in a sanitary manner, and such owner who fails to do so is guilty of an offence.

- (b) The owner of any property where an animal is kept shall prevent such property from becoming unsightly as defined by the Municipal Government Act.
  - (c) The animal defecation shall be removed from the owner's property and taken to the Municipal Landfill Site, in a timely fashion.
  - (d) A person who stores or fails to remove from his property animal defecation so as, in the opinion of an Animal Control Officer, to have rendered his property unsightly, to be creating a nuisance, or otherwise disturbing the peace and enjoyment of neighboring property, is guilty of an offence.
- 4.07 An owner of a female animal is guilty of an offence, if the owner of such female animal does not keep it housed and confined in a building or boarding kennel during the entire period such animal is in heat except that the female animal may be allowed outside any such building or boarding kennel for the sole purpose of eliminating on the owner's property.
- 4.08 No person shall tease, torment, annoy, abuse or injure any animal and any person who does so is guilty of an offence.
- 4.09 No person shall untie, loosen or otherwise free an animal which is not in distress, as defined by the Animal Protection Act, R.S.A. 2000, c.A-41, as amended or repealed and replaced from time to time, unless such person has the authorization of the owner, and any person acting contrary to this section is guilty of an offence.
- 4.10 No person shall interfere with, hinder or impede an Animal Control Officer in the performance of any duty authorized by this Bylaw, and any person who does so is guilty of an offence.
- 4.11 Owners shall provide their animal with food, fresh water and adequate shelter, as per the Animal Protection Act, R.S.A. 2000, c.A-41, as amended or repealed and replaced from time to time. Any person acting contrary to this section is guilty of an offence.
- 4.12 No owner shall keep, harbor or have custody of any animal over three (3) months of age, or as determined by the Alberta Veterinarian Association, within the boundaries of the Municipality without having such animal vaccinated for rabies. If vaccination is not required the Animal Control Officer shall confirm same with a licensed Doctor of Veterinary Medicine. Any person acting contrary to this section is guilty of an offence.
- 4.13 No person shall breed animals for profit within the Municipality unless a Commercial Kennel License is obtained from the Municipality pursuant to the Land Use and Business Licensing Bylaws. Any person acting contrary to this section is guilty of an offence.
- 4.14 (a) No animal shall be left unattended in any motor vehicle unless the animal is restricted, or securely fastened by a restraint, so as to prevent access to persons. Any person acting contrary to this section is guilty of an offence.

- (b) No animal shall be left unattended in any motor vehicle without suitable ventilation. Any person acting contrary to this section is guilty of an offence.
- 4.15 No owner shall allow any animal access to a prohibited area, as identified in Section 2.24 of this bylaw. Any person acting contrary to this section is guilty of an offence.
- 4.16 No person residing within the Ward One (1) boundaries shall harbor or keep any animal as per Appendix C. Any person acting contrary to this section is guilty of an offence.
- 4.17 All persons residing within the Municipality shall comply with the Land Use Bylaw in regards to animals kept on their property.

## **SECTION 5 - VICIOUS ANIMALS**

- 5.01 As per Section 7 of the Municipal Government Act, the municipality grants authority to the Chief Bylaw Officer to deem an animal vicious if it meets any of the criteria as per the definition of a vicious animal.
- 5.02
  - (a) The owner of an animal alleged to be vicious shall be provided with a notice ten (10) clear days prior to the animal being deemed vicious.
  - (b) The owner of an animal declared to be vicious shall have the opportunity to meet with the Chief Bylaw Officer and present their case as to why the animal should not be declared a vicious animal.
  - (c) As per Section 8(d) of the Municipal Government Act, the owner of an animal deemed vicious may request a review of the decision by submitting a written request to Municipal Council.
- 5.03 The owner of a vicious animal shall ensure that:
  - (a) Such an animal does not,
    - (i) chase a person; or
    - (ii) injure a person; or
    - (iii) bite a person; or
    - (iv) chase other animals; or
    - (v) injure other animals; or
    - (vi) bite other animals.
  - (b) such Animal does not damage or destroy public or private property.
- 5.04 When a vicious animal is on the property of its owner:
  - (a) the animal shall be confined indoors and under control of a person who can control the animal; or
  - (b) if the animal is outdoors, it is to be placed in a locked pen or other structure, constructed to prevent the escape of the vicious animal and capable of preventing the entry of any person not in control of the animal.



- 5.05 For the purposes of Section 5.04 (b):
- (a) the locked pen or other structure shall have secure sides and a secure top, and if it has no bottom secured to the sides, the sides must be embedded in the ground to a minimum depth of thirty (30) centimeters.
  - (b) the locked pen or other structure shall provide the vicious animal with shelter from the elements and be of the minimum dimensions of one and one-half (1.5) by three (3) meters and be a minimum one and one-half (1.5) meters in height, and
  - (c) the locked pen or the structure shall not be within one (1) meter of the property line or within five (5) meters of a neighboring dwelling unit.
- 5.06 At all times, when off the property of the owner, a vicious animal shall be:
- (a) securely muzzled, and
  - (b) harnessed or leashed on a lead which is capable of restraining the animal which length shall not exceed one (1) meter in a manner that prevents it from chasing, injuring or biting other animals or humans as well as preventing damage to public or private property, and
  - (c) under the control of a person over the age of eighteen (18) years who is able to control the animal.
- 5.07 No owner of a vicious animal may keep more than two animals on the premises at any time. Any person acting contrary to this provision is guilty of an offence.
- 5.08 The owner of a vicious animal shall notify the Animal Control Supervisor within seventy-two (72) hours should the vicious animal die, be sold, gifted, or transferred to another person.
- 5.09 The owner of a vicious animal shall remain liable for the actions of the animal until formal notification of sale, gift or transfer is given to the Animal Control Supervisor.
- 5.10 The owner of a vicious animal shall notify Animal Control if the animal is running at large.
- 5.11 The owner of a vicious animal shall, within three (3) days after the animal has been declared vicious, have a licensed veterinarian implant an electronic identification microchip in the animal and provide a copy of the information contained thereon to the Animal Control Supervisor prior to a license being issued.
- 5.12 The owner of vicious animal shall obtain a Vicious Animal License on the first day on which the animal shelter is open for business, after the animal has been declared as vicious.
- 5.13 The owner of a vicious animal shall obtain a license on the first day on which the animal shelter is open for business after he becomes the owner of the vicious animal.

- 5.14 An owner who commits a breach of any provisions under Section 5 of this bylaw shall be liable to a penalty as per Appendix B and any subsequent offence, liable to a penalty of not more than \$ 10,000.00 pursuant to the provisions of the General Penalty Bylaw.
- 5.15 An owner of a vicious animal shall keep in force a policy of liability insurance in a form satisfactory to the Municipality, providing third party coverage in a minimum amount of \$500,000.00 for injuries caused by the owner's animal(s). The policy shall contain a provision requiring the insurer to immediately notify the Municipality in writing should the policy expire, be cancelled or terminated. Upon cancellation, expiry or termination of the policy, the Vicious Animal(s) License will be automatically revoked.

#### **SECTION 6 - COMMUNICABLE DISEASES**

- 6.01 All potential rabies exposures should be reported immediately to the Regional Health Authority.
- 6.02 An owner of a vicious animal or animal suspected of having rabies, or a person who has received a wound or the owner of the animal inflicting the wound shall:
- (a) immediately report the matter to the Regional Health Authority and Animal Control Services.
  - (b) at the request of the Regional Health Authority or Animal Control Officer:
    - (i) confine or isolate the Animal for such time, place and manner required by the Regional Health Authority or Animal Control Officer;
    - (ii) if required, surrender the Animal to the Animal Control Officer for quarantine; and
    - (iii) keep the Animal confined or quarantined until released by the Regional Health Authority;
  - (c) pay for all confinement expenses and/or fines and comply with all licensing provisions under the bylaw.

#### **SECTION 7 - POWERS OF AN ANIMAL CONTROL OFFICER**

- 7.01 An Animal Control Officer is authorized to capture and impound in the animal shelter any animal which is at large. The Animal Control Officer is further authorized to take such reasonable measures as are necessary to subdue any animal which is at large, including the use of tranquillizer equipment and materials, as per Municipal Policy. If any such animal is injured, it may be taken to a licensed veterinarian for treatment and then to the animal shelter.
- 7.02 Any animal which can not be caught by the Animal Control Officer and which is deemed as a danger to the public may be shot or destroyed by any means.

- 7.03 An impounded animal may be kept in the animal shelter for a period of seven-two (72) hours. Saturday, Sunday and Statutory Holidays shall not be included in the computation of the 72 hour period. During this period, any animal may be redeemed by its owner, except as otherwise provided for in this bylaw, upon payment to the Municipality or its authorized agent of:
- (a) the appropriate impoundment and administration fees as set out in Appendix A of this bylaw, and
  - (b) the appropriate license fee when the animal is not licensed, and
  - (c) the cost of any veterinary treatment to relieve pain or bleeding of any animal that is found to be injured when picked up, or injured in the process of capture.
- 7.04 If no license has been issued for the animal, or the conditions of the license have not been met, the Animal Control Officer shall not be obliged to release the animal to the owner.
- 7.05 At the expiration of the seventy-two (72) hour impoundment period, the animal will become the property of the Municipality and the Municipality is authorized to:
- (a) destroy the animal, or
  - (b) surrender the animal to the local SPCA.
- 7.06 Any Animal Control Officer is authorized to enter any lands or premises (excluding a dwelling house) within the Municipality in accordance with Section 542 of the Municipal Government Act, R.S.A. 2000, c.M-26, as amended, or repealed and replaced from time to time, to inspect for conditions which may contravene any provision of this bylaw.

## **SECTION 8 - PENALTIES**

- 8.01 Any person in contravention of Section 5 of this Bylaw is guilty of an offence and is upon summary conviction for a first offence liable to a penalty as set out in Appendix B of this bylaw.
- 8.02 Any person in contravention of Section 5 a second or subsequent time shall be guilty of an offence and is upon summary conviction liable to the penalties imposed pursuant to the General Penalty Bylaw, or as specified by the Court.
- 8.03 Any person in contravention of any other sections of this bylaw is guilty of an offence and is upon summary conviction liable to the penalties imposed pursuant to the General Penalty Bylaw, or as specified by the Court.
- 8.04 Where there has been a breach of this bylaw, an Animal Control Officer is hereby authorized and empowered to issue a violation ticket pursuant to Part 2 of the Provincial Offences Procedure Act.

**SECTION 9 - GENERAL**

- 9.01 Bylaw 98/062 is hereby repealed.
- 9.02 Should any provision of this bylaw be invalid, then such invalid provision may be severed and the remaining bylaw shall be maintained.
- 9.03 The Municipality, its employees and independent contractors shall not be held liable for the death or injury of any animal occurring during, or as a result of, steps taken to capture the animal pursuant to this bylaw.

This Bylaw shall become effective when it has received third and final reading and has been signed by the Mayor and Chief Legislative Officer.

READ A FIRST TIME THIS 9<sup>TH</sup> DAY OF APRIL , A.D. 2002.

READ A SECOND TIME THIS 23<sup>RD</sup> DAY OF APRIL, A.D. 2002, AS AMENDED.



\_\_\_\_\_  
CHIEF LEGISLATIVE OFFICER

  
\_\_\_\_\_  
CHIEF LEGISLATIVE OFFICER

## **APPENDIX A**

**BYLAW NO. 02/031**

### **ANIMALS REQUIRING LICENSE:**

All animals within the Regional Municipality of Wood Buffalo require licensing or registration pursuant to Section 3 of the Animal Control Bylaw.

### **PAYABLE TO:**

Licences can be purchased at the Fort McMurray SPCA or the front counter of the Regional Municipality of Wood Buffalo. All licenses will expire at the end of April each year.

#### **Licensing Fee (applicable to cats and dogs only):**

Animal Non-Spayed	\$50.00	Animal Spayed	\$15.00
Animal Non-Neutered	\$50.00	Animal Neutered	\$15.00
Replace Lost Tag	\$ 5.00		

All dog lot occupants are required to register their animals with the SPCA or Animal Control Services. A \$30.00 Administration fee will be applied.

#### **Vicious Animal / Dangerous Dog Licensing Fees:**

All animals declared vicious:	\$250.00 per year
All dogs declared dangerous:	\$100.00 per year

**Tags for vicious or dangerous animals have to be purchased at the SPCA.**

#### **IMPOUND FEES:**

\$10.00 per animal
\$50.00 per day for all vicious animals (if Court Date set, from date of impound)
\$25.00 per day for all dangerous dog

#### **ADMINISTRATION FEES:**

\$25.00 per animal
\$250.00 per vicious animal impounded
\$125.00 per dangerous dog impounded

#### **QUARANTINE COSTS:**

\$25.00 per day
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**APPENDIX B****BYLAW NO. 02/031**

<b>SECTION</b>	<b>OFFENCE</b>	<b>MINIMUM OFFENCE</b>
5.03(a)(i)	Allow a vicious Animal to chase a person	\$1,000.00
5.03(a)(ii)	Allow a vicious animal to injure a person	\$1,000.00
5.03(a)(iii)	Allow a vicious animal to bite a person	\$1,000.00
5.03(a)(iv)	Allow a vicious animal to chase another animal	\$1,000.00
5.03(a)(v)	Allow a vicious animal to injure another animal	\$1,000.00
5.03(a)(vi)	Allow a vicious animal to bite another animal	\$1,000.00
5.03(b)	Allow a vicious animal to damage / destroy public or private property	\$1,000.00
5.04(a)	Failure to keep a vicious animal properly confined while on owner's property	\$1,000.00
5.04(b)	Failure to keep a vicious animal properly secured while off owner's property	\$1,000.00
5.06	Allow a vicious animal to run at large	\$1,000.00
5.07	Keep more than two animals in a residence harboring a vicious animal	\$1,000.00
5.08	Failure to notify of vicious animal transfer / sale / gift	\$1,000.00
5.1	Failure to notify of vicious animal running at large	\$1,000.00
5.11	Failure to have vicious animal micro-chipped	\$1,000.00
5.12	Failure to have vicious animal licensed	\$1,000.00
5.13	Failure to have newly acquired vicious animal licensed	\$1,000.00
5.14	Failure to comply with provisions of Section 5	\$1,000.00
5.15	Failure to keep in force a policy of liability insurance	\$1,000.00

## **APPENDIX C**

## **BYLAW NO. 02/031**

No person residing within the Ward One (1) boundaries shall harbor or keep the following animals, except in accordance with the Land Use Bylaw, Statutory Plan or an legal nonconforming use:

- 1) Horses
- 2) Pigs (excluding Vietnamese Pot-Bellied Pigs)
- 3) Goats
- 4) Mule
- 5) Cattle
- 6) Sheep
- 7) Mink
- 8) Chicken
- 9) Duck
- 10) Goose
- 11) Pigeon
- 12) Turkey
- 13) Llama
- 14) Alpaca
- 15) Any Animal as deemed unsuitable by the Council of the Regional Municipality of Wood Buffalo

**APPLICATION FORM**  
**LICENSING OR REGISTERING OF ANIMALS**

Type of animal to be licensed: \_\_\_\_\_ DOG \_\_\_\_\_ CAT

Type of animal to be registered: \_\_\_\_\_ BIRD \_\_\_\_\_ EXOTIC \_\_\_\_\_ REPTILE \_\_\_\_\_ OTHER:

Description: \_\_\_\_\_

Breed of animal: \_\_\_\_\_

Size of animal: \_\_\_\_\_

Is the animal kept: \_\_\_\_\_ INDOORS \_\_\_\_\_ OUTDOORS

Size of yard: \_\_\_\_\_ metres X \_\_\_\_\_ metres

Is the yard fenced? \_\_\_\_\_ YES \_\_\_\_\_ NO

If yes, note that the fence must be of adequate height to confine Animals, or shall be covered and all gates shall be capable of being locked. Specify height of fence: \_\_\_\_\_

Is it on a chain? \_\_\_\_\_ YES \_\_\_\_\_ NO

Is it on a trail leash? \_\_\_\_\_ YES \_\_\_\_\_ NO

Is it running freely in the yard? \_\_\_\_\_ YES \_\_\_\_\_ NO

Is there a kennel /eEnclosure in the yard? \_\_\_\_\_ YES \_\_\_\_\_ NO

*Please note that Pet enclosure must be 1.0 metres from any property line (Land Use Bylaw).*

If yes, specify size and type: \_\_\_\_\_

Is appropriate housing/shelter in place? \_\_\_\_\_ YES \_\_\_\_\_ NO

If yes, please describe: \_\_\_\_\_

Inspection Form attached: \_\_\_\_\_ YES \_\_\_\_\_ NO

Name of Inspecting Animal Control Officer: \_\_\_\_\_

Date of Inspection: \_\_\_\_\_

CONDITIONS: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## APPENDIX E

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BYLAW NO. 02/031

Fort McMurray S.P.C.A.  
Animal Control  
PO Box 5604  
Fort McMurray, AB

DATE

Dear Sir/Madam:

This letter acknowledges receipt of your complaint about the nuisance created by the barking/howling of a dog(s) in your neighbourhood. Based on the information you provided, the owner of the dog(s) will be notified about the complaint.

It has been our experience that many such neighbourhood issues can be favourably resolved by personal contact between the two parties involved. If you have not already done so, we sincerely recommend you personally express your concerns to the owner of the troublesome dog(s).

Should our correspondence to the Animal owner and your communication with him/her fail to bring about the desired results relative to the behaviour of their dog(s), we are prepared to prosecute the owner in the Provincial Judge's Court on your behalf.

Section 4.02 of the Regional Municipality of Wood Buffalo Animal Control Bylaw No. 02/031 states:

**"If an Animal barks or howls or makes another noise, thereby disturbing the quiet or repose of any person, the owner of the animal is guilty of an offence."**

Should you decide to pursue this course of action, a prosecution in Provincial Judge's Court requires that you be very specific about all details in the gathering of information for your complaint.

To ensure a successful prosecution, the following points must be precisely followed:

- a) All incidents of nuisance barking by the offending dog(s) must be documented and include the date, time of day the barking started and stopped, and a brief description of the type of disturbance. An example will be found on the bottom of this letter.
- b) the document must be completed by yourself from personal observation of the offending dog(s).
- c) Document should be for a continuous period of at least five (5) days.
- d) If we prosecute the owner of the offending dog on your behalf and a plea of "Not Guilty" is entered, it will be necessary for you to testify "under oath". You must be able to state that you personally observed the dog barking and be prepared to describe the dog and a brief description of what took place. It is not sufficient for a witness to say they only heard a dog bark.

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Should you require a further explanation regarding this correspondence of your complaint, please contact \_\_\_\_\_, Animal Control Officer between 8:00 a.m. and 8:00 p.m. at 743-8997. Your complaint reference number is \_\_\_\_\_.

*The Municipality maintains the right to refuse to lay charges where the Animal Control Officer or the Municipality believes the complaint is not substantiated, or where proceeding with the charge would amount to an abuse of justice.*

\*\*\*\*\*

The following is a brief example of the required documentation. Please complete in as much detail as possible

### RECORD OF DISTURBANCE

#### Complainant

Name: John Doe  
Address 120 Acme Trail  
Postal Code: T2Z 0Y1  
Residence No.: 260-0001  
Business No.: 292-0000

#### Source of Disturbance

Dog Owner: Jack Doe  
Address: 124 Acme Trail  
Description of Animal: (1) Black Dog (possible Lab), medium size, red collar

DATE	TIME	COMMENTS
Feb. 2/89	0600-0610	Saw black lab barking in back yard
Feb. 2/89	0640-0645	Black lab barking continuously on step
Feb. 2/89	2000-2015	Black lab barking at children playing
Feb. 2/89	2330-2335	Saw black lab barking at vehicles in alley



## APPENDIX E

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### QUESTIONS TO BE ASKED RELATIVE TO ANIMAL COMPLAINTS:

1. Type of Residence: ☐ Single Dwelling ☐ Duplex  
☐ Condominium ☐ Apartment ☐ Basement Suite
2. How many dogs are being complained about? \_\_\_\_\_
3. What breed or approximate breed is/are the dog(s)?  
A. \_\_\_\_\_ B. \_\_\_\_\_  
C. \_\_\_\_\_ D. \_\_\_\_\_
4. What colour is/are the dog(s)?  
A. \_\_\_\_\_ B. \_\_\_\_\_  
C. \_\_\_\_\_ D. \_\_\_\_\_
5. When does the barking nuisance specifically occur? (Be specific. Dogs DO NOT bark all day and night).  
Times of Day: \_\_\_\_\_ Day of Week: \_\_\_\_\_  
Weekends: \_\_\_\_\_
6. Where on the offending animal's property is/are the dog(s) located?  
\_\_\_\_\_  
\_\_\_\_\_
7. Can you observe the dog(s) barking? YES NO
8. Can you identify the offending dog(s)? YES NO
9. Can you identify the owner of the offending dog(s)? YES NO
10. Does the dog(s) bark when the owner is at home? YES NO
11. Does the dog(s) bark when the owner is away? YES NO
12. Is the dog(s) outside when the owner is away? YES NO
13. When is the dog owner usually at home? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
14. Have you discussed this with the dog owner? YES NO  
Results of Discussion (if any): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
15. Are you prepared to testify in Court? YES NO
16. How long has the dog resided at the address? \_\_\_\_\_ MONTHS \_\_\_\_\_ YEARS

