

BYLAW 1920-19
A BYLAW IN THE CITY OF WETASKIWIN, IN THE PROVINCE OF ALBERTA,
BEING A BYLAW FOR THE PURPOSE OF REGULATING, LICENSING, AND THE
CONTROL OF ANIMALS

WHEREAS pursuant to the provisions of the *Municipal Government Act*, Statutes of Alberta, RSA 2000, C. M-26 and amendments thereto, Council may pass a Bylaw for the purpose of regulation, licensing and control animals within the City of Wetaskiwin;

WHEREAS Council deems it necessary to provide for the regulation, licensing and control of animals within the City of Wetaskiwin;

NOW THEREFORE Council of the City of Wetaskiwin, in the Province of Alberta, Canada duly assembled, enacts:

TITLE

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

DEFINITIONS

2. In this Bylaw, the following words shall have the meanings given herein. When not inconsistent with the context, words used in the present tense include the past and future; words in plural, include the singular; words in the singular include plural; words in the masculine gender include feminine and neuter genders; words in the feminine and neuter genders, include the masculine gender. The word “shall” is always mandatory, and not merely directory.
 - a. “**Animal**” means any domestic dog, or domestic cat, and does not include Wildlife;
 - b. “**Animal Shelter**” means a facility determined by the City for safekeeping, and holding of impounded, or seized animals as set out within this Bylaw;
 - c. “**Apiary**” means a place in which a colony or colonies of bees are kept;
 - d. “**Attack**” means an assault by an Animal upon a person or other animal consisting of more than one bite and which causes injury to that person or other Animal;
 - e. “**Bee**” means the insect *Apis mellifera* L;
 - f. “**Bite**” means an application of force by an Animal by means of its mouth and teeth upon a person or other Animal which results in pain or injury of any nature being inflicted upon that person or other Animal;
 - g. “**Cemetery**” means land within the City and managed and controlled by the City that is set apart or used as a place for the burial of dead human bodies or other human remains;
 - h. “**Communicable Diseases**” means diseases which can be passed from animal to animal and zoonotic diseases.

- i. **“City”** means the Municipal Corporation of the City of Wetaskiwin, in the Province of Alberta;
- j. **“Council”** shall mean the duly elected municipal Council of the City of Wetaskiwin.
- k. **“Court”** means a Court of competent jurisdiction in the Province of Alberta;
- l. **“Designated Officer”** has the same meaning as given under the Municipal Government Act, Statutes of Alberta, RSA 2000, C. M-26;
- m. **“Former Owner”** means the person who at the time of impoundment or seizure of an Animal was the Owner of an Animal which has been subsequently been sold, destroyed, or otherwise disposed of;
- n. **“Heat”** means a recurring period of sexual receptivity in many female mammals;
- o. **“Highway”** has the meaning as defined in the *Traffic Safety Act*, R.S.A. 2000, c.T-6, as amended or replaced from time to time;
- p. **“Justice”** has the meaning as defined in the *Provincial Offenses Procedure Act*, R.S.A. 2000, c.P-34 as amended or replaced from time to time;
- q. **“Leash”** means a chain or other material capable of restraining the Animal on which it is being used;
- r. **“Livestock”** includes, but is not limited to:
 - i. horse, mule, ass, swine, emu, ostrich, llama, alpaca, sheep, or goat;
 - ii. domestically reared or kept deer, reindeer, moose, elk, or bison; farm-bred, fur-bearing animals including foxes and mink; animals of the bovine species;
 - iii. animals of the avian species including chickens, turkeys, ducks, geese, or pheasants; and
 - iv. all other animals that are kept for agricultural purposes, but does not include cats, dogs, or other domesticated household pets;
- s. **“Manager”** means the person appointed as the Manager of the City’s Enforcement section and includes that person’s designate;
- t. **“Medical Officer of Health”** means the Medical Officer of Health as appointed and defined in the *Public Health Act* or his or her designate;
- u. **“Motor Vehicle”** has the meaning given in the *Traffic Safety Act*, RSA 2000, c T-6, as amended or replaced from time to time.
- v. **“Muzzle”** means a device of sufficient strength placed over an Animal’s mouth to prevent it from biting;
- w. **“Nuisance Animal”** means an Animal declared to be a Nuisance Animal by the Manager in accordance with this Bylaw;
- x. **“Off Leash Area”** means an area designated by Council, where dogs are permitted to run off leash, or designated areas where organized and controlled dog events may be held by causing signs to be posted in such areas indicating such designations;
- y. **“Owner”** mans any natural person or body corporate:

- i. who is the licenced Owner of the Animal; or
 - ii. who has legal title to the Animal: or
 - iii. who has possession or custody, or care and control of the Animal, either temporarily or permanently; or
 - iv. who harbours the Animal, or allows the Animal to remain on his premises;
- z. **“Peace Officer”** means a person engaged by the City as a Community Peace Officer, a Bylaw Enforcement Officer, or a member of the Royal Canadian Mounted Police to carry out the provisions of this Bylaw;
- aa. **“Playground”** means land within the City and controlled by the City upon which apparatus such as swings and slides are placed;
- bb. **“Provincial Court”** means The Provincial Court of Alberta;
- cc. **“Running at Large”** means:
- i. an Animal which is not under the control of a person responsible by means of a leash and is actually upon the property other than the property in respect of which the Owner of the Animal has the right of occupation, or upon a public place which has not been designated as an Off-Leash Area by Council or
 - ii. an Animal which is under the control of a person responsible by means of a Leash and causes damage to persons, property or other animals;
- dd. **“School Ground”** means property within the City owned or operated by any school district or private school;
- ee. **“Service Dog”** has the meaning as defined in the *Service Dog Act*, S.A. 2007, C.S-7.5, as amended or replaced from time to time, or a working dog where the Manager is satisfied of the dog’s credentials;
- ff. **“Severe Injury”** means any injury that requires medical attention excepting wound cleaning and basic first aid and includes: wounds requiring sutures or surgery, disfiguring or scarring lacerations, broken bones, severe sprains or any other similar serious injury;
- gg. **“Sports Field”** means land within the City and controlled by the City which is set apart and used for the playing of a sport including, but is not limited to, baseball diamonds, field hockey, cricket pitches, rugby, soccer, athletic fields, or football fields;
- hh. **“Unaltered Dog or Cat”** means a dog or cat that has not been spayed or neutered;
- ii. **“Vicious Animal”** means any Animal:
- i. which in the opinion of a Justice has a propensity to attack, to cause injury to or to otherwise endanger the safety of a human or other Animal; or
 - ii. that has been declared to be a Vicious Animal pursuant to a Bylaw or another municipality, or an Animal that has been the subject of an order issued by a Justice pursuant to the Dangerous Dogs Act, R.S.A. 2000, C.D-3

- jj. “**Wildlife**” has the meaning as defined in the *Wildlife Act*, R.S.A. 2000, c.W-10, as amended or replaced from time to time.

INTERPRETATION

- 3.
 - a. Nothing in this Bylaw relieves a person from complying with any requirement of any lawful permit, order, or licence.
 - b. Any heading or sub-heading in this Bylaw are included for guidance purposes and convenience only, and shall not form part of this Bylaw.
 - c. Where this Bylaw refers to another Act, Bylaw, Regulation or Agency, it includes reference to any Act, Bylaw, Regulation or Agency that may amend or be substituted therefore.
 - d. All schedules attached to this Bylaw shall form part of this Bylaw.

LICENSING REQUIREMENTS

LICENSING INFORMATION

- 4. No person shall own or keep any dog, Vicious Dog, or cat in the City unless the animal is licenced in the manner as provided for in this bylaw.
 - a. Any dog, Vicious Dog, or cat shall wear a licence purchased for that Animal when the Animal is off the property of the Owner.
- 5. The Owner of an animal shall:
 - a. be eighteen (18) years of age or older;
 - b. obtain a City licence for their animal on the first day on which the City office is open for business after the animal becomes six (6) months of age; and
 - c. forthwith notify a Peace Officer of any change with respect to any information provided in an application for a licence under this Bylaw.
- 6. When applying for a licence under this Bylaw, the Owner shall provide the following:
 - a. a description of the dog, cat, Service Dog, Nuisance Animal or Vicious Animal including breed, name, gender and age;
 - b. the name, address, and telephone number of the Owner;
 - c. if the Owner is a body corporate, the name, address and telephone number of the natural person responsible for the cat, dog, Nuisance Animal or Vicious Animal;

- d. information establishing that the dog, cat, Nuisance Animal, or Vicious Animal, is spayed or neutered;
 - e. any other information which the Manager may require; and
 - f. the one time licence fee for each dog, cat and Prohibited Animal, as set out in Schedule "A" of this Bylaw.
7. No person shall give false information when applying for a licence pursuant to this Bylaw.
8. Animal licenses shall be valid for the life of the animal and shall be worn by the animal at all times when the animal is off the owner's property.
9. No animal licence shall be required for an animal that is accompanying a person who is visiting the City, provided that they do not stay in the City in excess of thirty (30) days.
- a. The owner must be able to produce proof that they are visiting the City not in excess of thirty (30) days.
 - b. This section includes animals brought into the City for the purposes of a competition, parade, fair, exhibition, or other similar event, provided those animals are under the care and supervision of a competent person at all times.
 - c. All other provisions of this Bylaw shall still apply.
10. A police service member shall not be required to obtain a licence for their service animals.

REPLACEMENT OF A LOST LICENCE

11. Upon losing an Animal licence, an Owner of an Animal may obtain a licence replacement for a fee as set out in Schedule "A" of this Bylaw.

NON-TRANSFERABLE

12. A licence issued pursuant to this Bylaw is not transferable.

NO REBATE

13. No Owner shall be entitled to a licence rebate under this Bylaw.

UNCERTIFIED CHEQUES

14. Where a licence required pursuant to this bylaw has been paid for by the tender of an uncertified cheque, the licence:
- a. is issued subject to the cheque being accepted and cashed by the bank without any mention of this condition being made on the licence; and

- b. is automatically revoked if the cheque is not accepted and cashed by the bank on which it is issued.

SERVICE DOGS

15. Where an individual with a disability is the Owner of a Service Dog trained and used to assist such individual, if that individual provides to the satisfaction of the Manager, identification that identifies the individual and the individual's Service Dog, then there shall be no fee payable by the Owner for a licence for the Service Dog as set out in Schedule "A" of this Bylaw.

RESPONSIBILITIES OF OWNERS

RUNNING AT LARGE

16. The owner of an Animal shall ensure that such Animal is not Running at Large unless provided for in this bylaw.

ANIMALS IN OFF-LEASH AREA

17. An Owner of a dog is not required to have the dog on a Leash in a Park or portion of a Park which has been designated as an Off-Leash Area by Council.
18. The Owner of a dog in an Off-Leash Area shall ensure that such dog is under control of the Owner at all times.
 - a. No Owner or person will allow or permit more than (4) dogs in their custody in an Off-Leash Area.
 - b. The Owner of a dog must be physically capable of controlling and restraining all dogs in their custody in an Off-Leash Area.
 - c. The Owner of a dog that is off Leash while in an Off-Leash Area shall carry an appropriate Leash for all dogs in their custody, on their person.
19. Whether or not a dog that is off Leash is under the control of the Owner is a question of fact to be determined by the Provincial Court hearing a prosecution pursuant to this Section, having taken into consideration any or all of the following factors:
 - a. whether the dog was at such a distance from its Owner so as to be incapable of responding to voice, sound or sight commands;
 - b. whether the dog was responding to voice, sound or sight commands from the Owner;
 - c. whether the dog bit, attacked, or did any act that injured or threatened a person or another Animal;
 - d. whether the dog caused damage to property.

20. No Owner of an Animal in Heat, Animal suffering from a communicable disease or a Vicious Animal shall permit the Animal to be in an Off-Leash Area at any time.
- a. A Peace Officer may, upon a dog being in Heat or upon the Owner being in contravention of any provision of this Bylaw, order the Owner of an off Leash dog, in an Off-Leash Area, to:
 - i. restrain the dog by means of a Leash; or
 - ii. remove the dog from an Off-Leash Area;
 - iii. or both.
21. An Owner who fails to comply with an order made by a Peace Officer pursuant to this section to restrain or remove a dog is guilty of an offence.
22. Nothing in this Section relieves a person from complying with any other provisions of this Bylaw.

ANIMALS IN PROHIBITED AREAS

23. The Owner of an Animal shall ensure that such Animal does not enter or remain in or on:
- a. a Playground, tennis court, Cemetery; or
 - b. any other area which has been designated by the Manager as an area where Animals are prohibited and where sign prohibiting the animal have been posted.
24. The Owner of an Animal shall further ensure that such Animal is not running at large on a Playground, tennis court, Cemetery, School Grounds or Sports Field.
25. If an Animal defecates on any Playground, tennis court, Cemetery, School Grounds or Sports Field, the Owner or any other person in control of the Animal shall remove such feces immediately.

UNATTENDED ANIMALS

26. The Owner of an Animal shall ensure that such Animal shall not be left unattended while tethered or tied on premises where the public has access, whether the access is expressed or implied.
27. The Owner of an Animal shall ensure that such Animal not be left unsupervised while tethered or tied on private property.
28. The Owner of an Animal left unattended in a motor vehicle shall ensure:

- a. the Animal is restrained in a manner that prevents contact between the Animal and any member of the public; and
- b. the Animal has suitable ventilation.

29. The Owner of an Animal shall not leave an Animal unattended in a motor vehicle if the weather conditions are not suitable for containment and as a result thereof puts the Animal's well-being and safety at risk.

SECURING ANIMALS IN VEHICLES

30. No person shall allow an Animal to be riding outside of the passenger cab of a motor vehicle on a Highway, regardless of whether the motor vehicle is moving or parked.
- a. A person may allow an Animal to be outside the passenger cab of a motor vehicle, if the Animal is:
 - i. in a fully enclosed trailer;
 - ii. in a fully enclosed cargo area of the bed of a motor vehicle;
 - iii. contained in a ventilated kennel or similar device securely fastened to the cargo bed of the motor vehicle; or
 - iv. securely tethered in such a manner that the Animal is not standing on bare metal, cannot jump or be thrown from the motor vehicle, is not in danger of strangulation, and cannot reach beyond the outside edges of the motor vehicle.

31. The owner of a motor vehicle may be charged with an offense referred to in the above section and found guilty of the offence unless the owner of the motor vehicle satisfies the Court that:
- a. the motor vehicle was not being driven or was not being parked by the owner; and
 - b. that the person driving or parking the motor vehicle at the time of the offense did so without the owner's express or implied consent.

ANIMALS IN HEAT

32. The owner of an Animal that is in Heat shall confine the Animal indoors or within a building or enclosure which will prevent the escape of the Animal or entry of other animals until the Animal is no longer in Heat.
33. The Owner of an Animal that is in Heat may allow the Animal to leave the building or enclosure in order to urinate or defecate on the Owner's property or permitted property of the Owner if the Owner:
- a. keeps the Animal on a Leash while it is being walked off the Owner's property;
 - b. immediately returns the Animal to the building or enclosure upon completion of the urination or defecation.

34. The Owner of an Animal that is in Heat shall not allow or permit said Animal to be at any location where the Animal may be a source of attraction to other animals.

COMMUNICABLE DISEASES

35. An Owner of an Animal which is suffering from a communicable disease shall:
- a. not permit the Animal to be in any public place;
 - b. not keep the Animal in contact with or in proximity to any other Animal;
 - c. keep the Animal locked or tied up; and
 - d. immediately report the matter to the Veterinarian Inspector of the Health of Animals Branch of the local office of the Federal Department of Agriculture, and the Manager.

NUISANCES

REMOVING EXCREMENT

36. If an Animal defecates on any public or private property other than the property of its Owner, the Owner shall remove such feces immediately.
37. If an Animal is on any public or private property other than the property of its Owner, the Owner shall have in his possession a suitable means of facilitating the removal of the Animal's feces.
38. The Owner of an Animal shall ensure that feces left by it on the property of the Owner does not accumulate to such an extent that it seriously interferes with other property owners' reasonable enjoyment of their property, due to excessive odor and/or unsightliness.

NOISE

39. The Owner of an Animal shall ensure that such Animal shall not excessively bark, howl, or otherwise make or cause excessive noise which disturbs any person and unreasonably interferes with that person's peaceful enjoyment of his property.
40. Whether or not any such barking, howling, or other such noise is excessive and unreasonably interferes with a person's peaceful enjoyment of his property is a question of fact to be determined by a Court hearing a prosecution pursuant to this Bylaw.

SCATTERING GARBAGE

41. The Owner of an Animal shall ensure that the Animal shall not upset any waste receptacle or scatter the contents thereof either in or about a street, lane, or other Public property or in the possession of the Owner of the Animal.
42. The Owner of an Animal shall immediately return any such upset waste receptacle to an upright position, and clean up any contents that may have been scattered in or about a street, lane, or other public property or in or about any premises not belonging to or in the possession of the Owner of the Animal.

THREATENING BEHAVIOURS

43. The Owner of any Animal shall ensure that such Animal does not:
 - a. bark at, or chase other animals, Wildlife, Livestock or other domesticated household pets, in a threatening manner;
 - b. bark at, or chase bicycles, motor vehicles, or other vehicles;
 - c. growl, lunge, snarl, 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 of the property owner;
 - d. bite, attack, or cause damage to property, animals, Wildlife, Livestock or other domesticated household pets, whether on the property of the Owner or not;
 - e. cause Severe Injury to an Animal, Wildlife, Livestock or other domesticated household pets;
 - f. cause death to an Animal, Wildlife, Livestock or other domesticated household pets;
 - g. attack a person or persons whether on the property of the Owner or not; unless the person attacked is a trespasser on the property owner;
 - h. bite a person or persons whether on the property of the Owner or not; unless the person attacked is a trespasser on the property owner;
 - i. bite or attack a person or persons whether on the property of the Owner or not, causing Severe Injury or not; unless the person attacked is a trespasser on the property owner;
 - j. commit any act other than biting or attacking that injures a person or persons whether on the property of the Owner or not;
44. No Owner shall use or direct an Animal to attack, chase, harass or threaten a person, Animal, Wildlife, Livestock, or other domesticated household pets.

OTHER ANIMALS, HORSES and LIVESTOCK

45. Unless so permitted by the Manager, no person shall allow a horse owned or controlled by them to be in a Park or on a Pathway or Highway.

- a. This section shall not apply to horses owned and ridden by the Royal Canadian Mounted Police.
 - b. This section shall not apply to horses or livestock ridden or used in a City-Sponsored event, approved community event or parade.
46. The Owner of a horse or Livestock shall remove defecation from a Highway or Pathway immediately.
47. No Person shall keep Livestock in any area of the City except where the keeping of Livestock is allowed under the City of Wetaskiwin Land Use Bylaw as amended from time to time.

PIGEONS

48. No person shall keep pigeons in any area of The City of Wetaskiwin for any purpose.

PROHIBITED ANIMALS

49. No person shall engage in apiculture (beekeeping), or keep an apiary (bees) in any area of The City of Wetaskiwin.
50. No person shall keep an animal deemed dangerous or objectionable in the opinion of the Medical Officer of Health.
51. No person shall keep a prohibited animal(s), as outlined in Schedule "D", unless authorized by the Manager in writing and the Manager shall specify the number of Animals permitted including any other conditions with such authorization and must obtain a valid prohibited animal licence, as outlined in Schedule "A".
- a. The Owner of a prohibited animal is guilty of an offence if they fail to comply with the written conditions specified by the Manager pursuant to this bylaw.
 - b. Prohibited animals are permitted within the City of Wetaskiwin if they are involved in a competition, parade, fair, exhibition, zoo, or other similar event, provided that prior written permission is obtained from the Manager and the animals are kept secure and under control of a competent person at all times.
52. A Peace Officer, authorized by the Manager, may give written notice to the Owner of a prohibited animal, specifying that the Animal(s) be removed from the City by a specified date.
- a. The Owner of a prohibited Animal is guilty of an offence if they fail to remove the prohibited Animal by the date specified by a Peace Officer.

CAT TRAPS

53. A resident of the City of Wetaskiwin may make an application to Enforcement Services to use a live cat trap, provided by the City, to catch any Cats located on their Property.
- a. Cat traps will only be provided to residents from April 1 to September 30.
 - b. Upon catching a Cat the resident will deliver it forthwith to the City of Wetaskiwin Animal Shelter or contact the City of Wetaskiwin Enforcement Services.
 - c. Cat traps shall be provided free of charge to any resident or business within the City of Wetaskiwin with the proper identification.

NUISANCE ANIMALS

54. The Manager may declare an Animal to be a Nuisance Animal;
- a. In declaring an Animal to be a Nuisance Animal, the Manager shall consider any sections of this bylaw that have been contravened by such Animal, and shall also have consideration for how the number of contraventions.
 - i. The Manager may further take into consideration any of matter which in the opinion of the Manager is relevant.
 - b. The nuisance declaration may be appealed in writing and with payment of any associated fees to the City Manager within fourteen (14) days of receiving the notice pursuant to Section 107 of this bylaw.
55. The Manager may apply such conditions to the Owner and Animal as deemed appropriate to eliminate the nuisance.
56. The declaration of an Animal as a Nuisance Animal shall be reviewed annually by the Manager, and may be continued, with or without conditions, or revoked.
57. The Owner of an Animal shall comply with all conditions set out in a Nuisance Animal declaration made by the Manager pursuant to this section.

VICIOUS ANIMALS

HEARINGS and ORDER

58. An Animal may be declared to be a Vicious Animal by a Justice during a hearing.
- a. The Owner of an Animal alleged to be a Vicious Animal shall be provided Notice of a Hearing for determination by the Provincial Court not less than ten (10) days before the date of the hearing.
 - b. The Manager may order the Owner of an Animal alleged to be a Vicious Animal to surrender the Animal to a Peace Officer and the Animal shall be taken and held in an Animal Shelter at the Owner's cost pending the outcome of the Hearing and any appeals.

- c. The Manager may allow the Owner to keep possession of an Animal alleged to be a Vicious Animal, pending the outcome of the Hearing and any related appeals, with contain and control conditions, which in the opinion of the Manager, ensures the safety of the public.
59. Upon hearing the evidence, the Justice shall make an order in a summary way declaring the Animal as a Vicious Animal if the Justice finds as a fact that the Animal has caused Severe Injury to a person, whether on public or private property.
60. Upon hearing the evidence, the Justice may make an order declaring the Animal to be a Vicious Animal or order the Animal destroyed, or both, if in the opinion of the Justice the Animal is likely to cause serious damage or injury to persons, property or other animals, Wildlife, Livestock or other domesticated household pets, taking into account the following factors:
 - a. whether the Animal, when unprovoked, has shown a tendency to pursue, chase or approach in a menacing fashion any person or persons or other Animal, Wildlife, Livestock or other domesticated household pets upon the street, sidewalk or on any public or private property;
 - b. whether the Animal has attempted to Bite, or has bitten any person or Animal, Wildlife, Livestock or other domesticated household pets;
 - c. whether the Animal has injured, attacked, or caused Severe Injury to any person or Animal, Wildlife, Livestock or other domesticated household pets;
 - d. the Aggression Scale Classification made by a Peace Officer pursuant to Section 74;
 - e. the circumstances surrounding any previous biting, attacking, or injuring incidents; and
 - f. whether the Animal has caused death to another Animal, Wildlife, Livestock or other domesticated household pet.
61. A Vicious Animal order pursuant to this Bylaw continues to apply if the Animal is sold, given, or transferred to a new Owner and the new Owner must be made aware of the order.
62. The Owner of a Vicious or dangerous Animal must immediately notify the Manager upon relocating in the City. The Manager may take cognizance of an order issued in another jurisdiction and direct that the order apply within the City.
63. The Owner of an Animal alleged to be a Vicious Animal shall comply with a surrender order made by the Manager, or any contain and control conditions prescribed by the Manager or Justice pursuant to this bylaw.

VICIOUS DOG REGULATIONS

64. The Owner of a Vicious Animal shall within (10) days after the Animal has been declared vicious by a Justice:
- a. have a licenced veterinarian tattoo or implant an electronic identification microchip in or on the Vicious Animal identifying the Animal with a unique identifier to the Animal;
 - b. provide the information contained on the tattoo or in the microchip to a Peace Officer; and
 - c. have the Vicious Animal spayed or neutered if such a procedure has not yet been carried out on the Animal.
65. The Owner of a Vicious Animal shall:
- a. forthwith notify a Peace Officer should the Vicious Animal be sold, gifted, or transferred to another person or die; and
 - b. remain liable for the actions of the Vicious Animal until formal notification of sale, gift, or transfer is given to a Peace Officer.
66. With regards to the behavior of a Vicious Animal, the Owner of a Vicious Animal shall:
- a. ensure that such Vicious Animal does not engage in any threatening behaviors prohibited by this Bylaw;
 - b. ensure that such Vicious Animal does not damage or destroy public or private property;
 - c. ensure that such Vicious Animal is not Running at Large; and
 - d. forthwith notify a Peace Officer of the Vicious Animal Running at Large in the event of escape.
67. The Owner of a Vicious Animal shall ensure that when such Vicious Animal is confined indoors on the property of the Owner such Vicious Animal is:
- a. under the control of a person eighteen (18) years of age or older.
68. The Owner of a Vicious Animal shall ensure that when such Vicious Animal is confined outdoors on the property of the Owner such Vicious Animal is:
- a. in a locked pen or other structure, constructed in order to prevent the escape of the Vicious Animal, and capable of preventing the entry of any person not in control of the Vicious Animal. The locked pen or structure shall:
 - i. 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;
 - ii. provide the Vicious Animal with shelter from the elements;
 - iii. be of the minimum dimensions of one and one-half (1.5) meters by three (3) meters and be a minimum one and one-half (1.5) meters in height; and
 - iv. not be within one (1) meter of the property line or within five (5) meters of a neighbouring dwelling unit.

- b. Or securely muzzled, and under the control of a person eighteen (18) years of age or older by means of a Leash not exceeding one (1) meter in length in a manner that prevents it from being in contravention of this Bylaw.

69. The Owner of a Vicious Animal shall ensure that at all times, when off the property of the Owner, such Vicious Animal is securely:
- a. muzzled;
 - b. harnessed or leashed on a lead which length shall not exceed one (1) meter in a manner that prevents it from being in contravention of this Bylaw, as well as preventing damage to public and private property; and
 - c. under the control of a person eighteen (18) years of age or older.
70. The Owner of a Vicious Animal shall, within ten (10) days of the date of the order declaring the Animal to be vicious, display a sign on his premise warning of the presence of the Vicious Animal in the form illustrated in Schedule "G".
- a. The sign shall be placed at each entrance to the premises where the Vicious Animal s kept and on the pen or other structure in which the Vicious Animal is confined.
 - b. The sign shall be posted to be clearly visible and capable of being seen by any person accessing the premises.

ANIMAL CONTROL OPERATIONS

NOTICE TO CONTAIN AND CONTROL

71. The Manager may allow an Owner to keep possession of an Animal alleged to have been engaged in any threatening behavior as set out in this Bylaw by serving notice with contain and control conditions which, in the opinion of the Manager, ensures the safety of the public.
72. The contain and control conditions shall be reviewed annually by the Manager, taking into account any further contraventions of this Bylaw and may be continued, revised, or revoked.
73. The Owner of an Animal shall comply with contain and control conditions set out in a notice issued by the Manager pursuant to this section.

AGGRESSION SCALE CLASSIFICATION

74. A Peace Officer investigating a complaint involving the threatening behavior of an Animal shall classify the behavior by means of reference to the Dr. Ian Dunbar's Aggression Scale, as set out in Schedule "E" of this Bylaw.

SEIZURE

75. A Peace Officer may seize, retain, and take to an Animal Shelter any Animal, Nuisance Animal or Vicious Animal
- a. which is found Running at Large;
 - b. which is alleged to have engaged in any threatening behaviors as set out in this Bylaw;
 - c. pending the outcome of an application to declare the Animal to be a Vicious Animal or to destroy the Animal;
 - d. which is required to be impounded pursuant to the provisions of any Statue of Canada, or of the Province of Alberta, or any Regulation made thereunder; or
 - e. which has been left unsupervised while tethered or tied on private property not owned by the Animal's Owner.
 - f. Animal's owner shall be responsible for all fees associated to the animal being impounded.
76. A Peace Officer may enter onto any property surrounding any building, whether or not such property is enclosed by a fence or other such enclosure, and seize any Animal which has been observed Running at Large and is alleged to have been exhibiting threatening behavior as set out in this Bylaw and to take such reasonable measures necessary to subdue any such Animal, including the use of tranquilizer equipment and other capture devices, and take such Animal to an Animal Shelter.

NOTIFICATION

77. A person who takes control of any stray Animal, Nuisance Animal or Vicious Animal, shall forthwith notify a Peace Officer and provide any required information and surrender the Animal to a Peace Officer at the request of the Manager or Peace Officer.

OBSTRUCTION AND INTERFERENCE

78. No person, whether or not that person is the Owner of an Animal, Nuisance Animal or Vicious Animal which is being or has been pursued or seized shall:
- a. interfere with or attempt to obstruct a Peace Officer who is attempting to seize or who has seized an Animal which is subject to seizure;
 - b. open any vehicle in which seized animals have been placed; or
 - c. remove, or attempt to remove, from the Animal Shelter and/or the possession of a Peace Officer, any Animal which has been seized.
79. No person shall:
- a. untie, loosen or otherwise free an Animal which has been tied or otherwise restrained;

- b. negligently or willfully open a gate, door or other opening in a fence or enclosure in which an Animal has been confined and thereby allow the Animal to run at large in the City of Wetaskiwin;
- c. entice an Animal to Run at Large;
- d. tease an Animal caught or confined in an enclosed space;
- e. throw or poke any object into an enclosed space when an Animal is caught or confined therein;
- f. provide false information to a Peace Officer.

80. The above sections shall not apply to a Peace Officer who is attempting to seize or who has seized an Animal which is subject pursuant to this Bylaw.

NOTIFICATIONS

81. If a Peace Officer knows or can ascertain the name of the Owner of any seized Animal, he shall serve the Owner with a copy of the Notice in Schedule "F" of this Bylaw, either personally or by leaving it with any adult person at, or by mailing it to or by leaving it at, the last known address of the Owner.
- a. An Owner of an Animal to whom a Notice is mailed is deemed to have received a Notice within seven (7) days from the date it is mailed. A Notice personally delivered to the Owner or any adult person at the last known address of the Owner shall be deemed to be served on the day of service.

RECLAIMING

82. The Owner of any seized Animal, Nuisance Animal or Vicious Animal may reclaim the Animal, Nuisance Animal or Vicious Animal by:
- a. paying to the City the costs of impoundment, any care, subsistence or veterinary charges incurred as set out in Schedule "A" of this Bylaw.
 - b. obtaining the licence for such Animal, Nuisance Animal, and Vicious Animal where a licence is required pursuant to this bylaw;
 - c. complying with any all provisions which may be imposed in accordance with this Bylaw.
83. Where an Animal, Nuisance Animal or Vicious Animal is claimed, the Owner shall provide proof of ownership.

INSPECTIONS

84. Subject to the entry notice provisions of the *Municipal Government Act*, R.S.A. 2000 c.M-26, a Designated Officer of the City, bearing proper identification, may enter a premises to conduct an inspection in order to determine whether or not this Bylaw or an order issued pursuant to this Bylaw is being complied with and, where it is determined that this Bylaw or an order has been contravened, may,

with or without the assistance of a Peace Officer, seize and remove from the premises an Animal and take the Animal to an Animal Shelter.

- a. No person shall interfere with or attempt to obstruct a Designated Officer, or a Peace Officer who is attempting to conduct an inspection or seizure of an Animal.

AUTHORITY OF THE MANAGER

85. The Manager, their designate or Peace Officer may:
 - a. receive animals into protective care at an Animal Shelter arising from an emergency due to fire, flood, or other reasons;
 - b. retain the animals temporarily at an Animal Shelter;
 - c. charge the Owner fees pursuant to Schedule "A", costs of impoundment, any care, subsistence, or veterinary charges incurred as set out in Schedule "A" of this Bylaw;
 - d. at the end of the protective care period, if no other arrangements are made between the Owner and the Manager, their designate or Peace Officer, or the Owner cannot be ascertained, treat such Animals as seized Animals;
 - e. offer the sale, euthanize, or otherwise dispose of all unclaimed Animals which have been seized or deemed to be seized.
86. The Manager, their designate or Peace Officer shall not sell, euthanize, or otherwise dispose of a seized Animal until an Animal is retained in the Animal Shelter for:
 - a. seven (7) days after the Owner has received notice or is deemed to have received notice that the Animal has been seized; or
 - b. seventy-two (72) hours, if the name and address of the Owner is not known.
87. The Manager, may retain a seized Animal for a longer period if in his opinion the circumstances warrant the expense or there are reasonable grounds to believe that the seized Animal is a continued danger to a person, Animal, Wildlife, Livestock, or other domesticated household pets, or property.

EUTHANIZING DUE TO INJURY

88. Any veterinary surgeon, being properly and fully qualified as required by the Province of Alberta, may destroy any Animal delivered to the veterinarian after injury to the Animal, providing the injury is determined by the veterinarian to be such serious nature, based upon their professional opinion, that the Animal must be destroyed immediately and such costs of the destruction may be billed to the City, and the City is at liberty to take all steps considered necessary to recover such costs from the Owner of the Animal.

REQUIRE SPAY/NEUTER

89. The Manager, may, before selling an unclaimed seized Animal, require that the Animal be spayed or neutered.

FEE FOR EUTHANIZING

90. When the Manager, his designate or Peace Officer decides to euthanize a seized Animal pursuant to this Bylaw, the Owner shall pay to the City of Wetaskiwin a fee as set out in Schedule "A" of this Bylaw.

FULL RIGHT AND TITLE

91. The purchaser of a seized Animal pursuant to the provisions of this Bylaw shall obtain full right and title to the Animal and the right and title of the Former Owner of the Animal shall cease thereupon.

GENERAL PENALTY PROVISIONS

92. Every Owner of an Animal or person who contravenes any provisions of this Bylaw by:

- a. doing any act or thing which the person is prohibited from doing; or
- b. failing to do any act or thing the person is required to do, is guilty of an offence.

VIOLATION TAGS AND PENALTIES

93. Where a Peace Officer believes that a person has contravened any provision of this Bylaw, he may commence proceedings by issuing a Violation Tag in accordance with Part 3 of the *Provincial Offences Procedure Act*, R.S.A. 2000, c P-34

- a. Notwithstanding, A Peace Officer may issue, by personal service or regular mail, a Municipal Violation Tag, in a form as approved by the City, to any person alleged to have contravened any provision of this Bylaw.

94. The penalty in lieu of prosecution payable in respect of a contravention of this Bylaw, to be indicated on any such Municipal Violation Tag issued, is the amount provided for in Schedule "B" of this Bylaw.

- a. where payment is tendered within 7 days from the date of service of a Municipal Violation Tag issued and served pursuant to this bylaw for an alleged offence listed in Schedule "B" shall be reduced by 50% of the specified penalty and such payment shall be accepted in lieu of prosecution.

95. A person who has been issued a Municipal Violation Tag in respect of a contravention of a provision of this Bylaw, and who has fully paid to the City the penalty as indicated within the time allowed for payment, shall not be liable for prosecution for the subject contravention.
96. The specified and minimum penalties payable in respect of a contravention of a provision of this Bylaw is the amount shown in Schedule "B" of this Bylaw in respect of that provision.
- a. Notwithstanding the above section:
- i. where any person has been in contravention of the same provision of this Bylaw twice within one (1) twelve (12) month period, the specified or minimum penalty payable is double the amount shown in Schedule "B" of this Bylaw in respect of that provision; and
 - ii. where any person has been in contravention of the same provision of this Bylaw three (3) or more times within one (1) twelve (12) month period, the specified or minimum penalty is triple the amount shown in Schedule "B" of this Bylaw in respect of that provision.
97. Notwithstanding if an Animal has been declared to be a Nuisance Animal, and where, subsequent to the declaration, any person is in contravention of any provisions of this Bylaw in respect of that Animal, the specified penalty payable in respect of the offence is double the amount shown in Schedule "B" of this Bylaw in respect of that provision.

VICIOUS ANIMAL FINES

98. Sections 94 through 97 do not apply to Vicious Animals.
99. The specified and the minimum penalties on summary conviction in respect to a contravention of this Bylaw with respect to Vicious Animals shall be the amounts as shown in Schedule "C" of this Bylaw regarding Vicious Animals.
- a. Notwithstanding the above section:
- iii. where any person has been in contravention of the same provision of this Bylaw twice within one (1) twelve (12) month period, the specified or minimum penalty payable in respect of the second offence is double the amount shown in Schedule "C" of this Bylaw in respect of that provision; and
 - iv. where any person has been in contravention of the same provision of this Bylaw three (3) or more times within one (1) twelve (12) month period, the specified or minimum penalty payable in respect of the third or subsequent offence is triple the amount shown in Schedule "C" of this Bylaw in respect of that provision.

CONTINUING OFFENCES

100. In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which the offence continues.

MANDATORY COURT OR INFORMATION

101. No provision of this Bylaw shall prevent any Peace Officer from issuing a Violation Tag requiring the court appearance of the defendant, pursuant to the provisions of the Provincial Offences Procedure Act, R.S.A. 2000, c.P-34, or from laying an information instead of issuing a Violation Tag.

LIABILITY FOR FEES

102. The levying and payment of any fine or the imprisonment for any period provided in this Bylaw shall not relieve a person from the necessity of paying any fees, charges or costs from which he is liable under the provisions of this Bylaw.

ORDERS BY A JUSTICE

103. A Justice, after convicting an Owner of an offence under this Bylaw may, in addition to the penalties provided in this Bylaw, if the Justice considers the offence sufficiently serious, direct, order, or declare one or more of the following:
- a. that the Owner prevent the Animal from doing mischief or causing the disturbance or nuisance complained of;
 - b. that the Owner have the Animal removed from the City;
 - c. that the Animal is a Vicious Animal;
 - d. that the Animal be humanely destroyed;
 - e. that the Owner be prohibited from owning any Animal for a specified period of time; or/and
 - f. make such other order, direction or declaration that in the opinion of the Justice is necessary to protect the public, Animals, Wildlife, Livestock or other domesticated household pets from the Animal.
104. When a Justice considers making a direction, order, or declaration pursuant to this section, the Justice shall take into account the factors set out in Sections 60 through 63 of this Bylaw.

PROOF OF LICENCE

105. The onus of proving a person has a valid and subsisting licence is on the person alleging the licence.
- a. The onus of proving the age of an Animal is on the person alleging the age.

CERTIFIED COPY OF RECORDS

106. A copy of a record of the City, certified by the City Manager for the same as a true copy of the original, shall be admitted in evidence as prima facie proof of the facts stated in the record without proof of the appointment or signature of the person signing it.

GENERAL

107. Any Owner may appeal the determination to the City Manager in writing, within fourteen (14) days of being notified that:
- a. any licence issued under this Bylaw has been revoked or cancelled; or
 - b. the Animal has been determined to be a Nuisance Animal.
 - c. Within thirty (30) days of receiving a notice of appeal by an Owner, the City Manager shall review the revocation or declaration and receive such information as in the opinion of the City Manager is relevant and determine whether there are just and reasonable grounds to revoke or cancel a licence or confirm or revoke the Nuisance Animal declaration and the decision of the City Manager shall be final.
108. No action for damages shall be taken against the City or any person acting under the authority of this Bylaw in respect of the destruction, sale, or other disposal of any Animal seized pursuant to this Bylaw.
109. It is the intention of the Council of the City of Wetaskiwin that each section of this Bylaw should be considered as being separate and severable from all other sections. Should any section or part be found invalid by a court of competent jurisdiction, it is intended that the invalid section or part shall be severable, and the remainder of the Bylaw will remain in effect.
110. It is the intention of the Council of the City of Wetaskiwin that all offences created pursuant to this Bylaw be construed and considered as being Strict Liability Offences.

TRANSITION AND EXECUTION

111. This Bylaw shall repeal Bylaw No. 1675-07 and amendments thereto on the date of final passing.
112. This Bylaw shall come into full force and effect on the date of final passing.

Read a first time this 27 day of May, 2019.

Read a second time this 27 day of May, 2019.

Read a third time this day 27 day of May, 2019.

ORIGINAL SIGNED
TYLER GANDAM, MAYOR

ORIGINAL SIGNED
PETER TARNAWSKY, CITY
MANAGER

SCHEDULE “A”

ONE TIME LICENCE FEES

Unaltered dog licence	\$200.00
Altered dog licence	\$100.00
Unaltered cat licence	\$200.00
Altered cat licence	\$100.00
Prohibited animal licence	\$200.00
Replacement licence	\$10.00
Service Dog	Nil Fee

Amount(s) to be paid to the City of Wetaskiwin by the Owner of the Animal in order to reclaim an Animal.

FEES

First impoundment	\$25.00*
Second impoundment (within twelve (12) months)	\$50.00*
Third impoundment (within twelve (12) months)	\$100.00*
Fourth and subsequent impoundments (within twelve (12) months)	\$200.00*
Care and subsistence each full day of impoundment	\$30.00
Veterinary services	Amount expended
Destruction of dog or cat	Amount expended

*Owners shall pay all fees associated with the impoundment of an animal in addition to the base impound fee and care and subsistence.

SCHEDULE "B"
OFFENCE PENALTIES

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
4	Unlicensed dog or cat	\$150.00	\$250.00
6	Dog or Cat not wearing licence	\$100.00	\$150.00
7	Give false information when applying for licence	\$250.00	\$500.00
8	Fail to Notify Peace Officer of changes to licence information	\$75.00	\$150.00
16	Animal Running at Large	\$100.00	\$250.00
18	Dog not under control in an Off-Leash Area	\$100.00	\$250.00
18.a.	More than four (4) dogs in off leash area	\$100.00	\$250.00
18.b.	Not physically capable of controlling and restraining all dogs in custody	\$100.00	\$250.00
18.c.	Fail to carry a leash in Off-Leash Area	\$100.00	\$150.00
20	Prohibited Animal in Off-Leash Area	\$150.00	\$250.00
21	Fail to restrain/remove dog from Off-Leash Area	\$150.00	\$250.00
23	Animal in prohibited area	\$150.00	\$250.00
24	Animal Running at Large in Playground/Tennis Court/Cemetery/School Grounds/Sports Field	\$180.00	\$400.00
25	Fail to remove Animal feces from Playground/Tennis Court/Cemetery/School Grounds/Sports Field	\$180.00	\$400.00
26	Leave Animal unattended while tethered in a public place	\$100.00	\$150.00
27	Leave Animal unsupervised while tethered on private property	\$150.00	\$300.00
28	Animal left unattended in vehicle improperly	\$100.00	\$150.00
29	Animal left unattended in vehicle when weather conditions not suitable	\$250.00	\$500.00
30	Animal outside cab of vehicle	\$250.00	\$500.00
32	Allow Animal in heat to be a source of attraction/not confined properly	\$100.00	\$150.00

SCHEDULE “B” cont’d

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
35	Fail to report suspected case of Communicable Disease	\$250.00	\$500.00
36	Fail to remove Animal feces	\$150.00	\$300.00
37	No suitable means to remove feces	\$100.00	\$150.00
38	Allow defecation to accumulate to extent to annoy or pose health risk	\$250.00	\$500.00
39	Animal disturbing the peace	\$150.00	\$300.00
41	Animal scatter garbage	\$100.00	\$150.00
43.a.	Bark/chase Animal, Wildlife, Livestock or other domesticated household pets	\$150.00	\$300.00
43.b.	Bark/chase bicycles or vehicles	\$150.00	\$180.00
43.c.	Chase or threaten a person	\$250.00	\$500.00
43.d.	Bite or cause damage to property, Animal, Wildlife, Livestock, or other domesticated household pet	\$250.00	\$350.00
43.e.	Cause Severe Injury to Animal, Wildlife, Livestock or other domesticated household pet	\$400.00	\$800.00
43.f.	Cause death to Animal, Wildlife, Livestock or other domesticated household pet	\$800.00	\$1200.00
43.g.	Animal attacks a person	\$700.00	\$1,400.00
43.h.	Animal bites a person	\$350.00	\$700.00
43.i.	Animal Bites or Attacks a person causing Severe Injury	\$1,000.00	\$1,800.00
43.j.	Animal injures a person	\$250.00	\$500.00
44	Direct Animal to attack, chase, harass, threaten a person, Animal, Wildlife, Livestock or other domesticated household pet	250.00	\$500.00
45	Horse in prohibited area	\$150.00	\$250.00
46	Fail to remove defecation	\$150.00	\$300.00
47	Keep Livestock in prohibited area	\$150.00	\$250.00
48	Keep Pigeons in City	\$150.00	\$250.00
49	Engage in apiculture or keep an apiary	\$150.00	\$250.00

SCHEDULE “B” cont’d

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
50	Keep an animal deemed dangerous or objectionable	\$250.00	\$500.00
51	Keep prohibited animal	\$500.00	\$1,000.00
57	Fail to obey Nuisance Animal conditions	\$400.00	\$650.00
63	Fail to comply with Manager's order	\$1,000.00	\$1,500.00
73	Fail to obey contain and control conditions	\$400.00	\$650.00
78	Fail to notify Peace Officer of stray animal or surrender stray animal to a Peace Officer	\$100.00	\$150.00
79.a.	Obstruct or interfere with Peace Officer seizure	\$500.00	\$1,000.00
79.b.	Open vehicle in which seized Animals have been placed	\$250.00	\$500.00
79.c.	Remove or attempt to removed seized Animal	\$250.00	\$500.00
80.a.	Untie/loosen/ or free restrained Animal	\$250.00	\$500.00
80.b.	Open gate/door/ or opening allowing Animal to Run at Large	\$250.00	\$500.00
80.c.	Entice Animal to Run at Large	\$250.00	\$500.00
80.d.	Tease Animal in an enclosure	\$250.00	\$500.00
80.e.	Throw or poke at Animal in an enclosure	\$250.00	\$500.00
80.f.	Obstruct Peace Officer	\$500.00	\$1,000.00

SCHEDULE “C”

VICIOUS ANIMAL OFFENCES PENALTIES

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY OFFENCE
4	Vicious Animal not wearing licence	\$500.00	\$650.00
20	Vicious Animal in Off-Leash Area	\$1,000.00	\$1,500.00
64	Fail to tattoo or implant Vicious Animal with microchip	\$250.00	\$500.00
64	Fail to provide tattoo or microchip information to a Peace Officer	\$250.00	\$500.00
64	Fail to have Vicious Animal spayed or neutered	\$250.00	\$500.00
65	Fail to notify Peace Officer of sale, gift, transfer or death of Vicious Animal	\$250.00	\$500.00
66.a.	Vicious Animal conduct any threatening behaviour	\$1,500.00	\$3,000.00
66.b.	Vicious Animal destroy or damage property	\$1,000.00	\$1,500.00
66.c.	Vicious Animal Running at Large	\$1,000.00	\$1,500.00
66.d.	Fail to notify Peace Officer of Vicious Animal Running at Large	\$250.00	\$500.00
67	Fail to keep Vicious Animal confined indoors and under control of a person eighteen (18) years of age or older	\$1,000.00	\$1,500.00
68	Improper pen or structure for Vicious Animal	\$1,000.00	\$1,500.00
68.a.	Fail to keep Vicious Animal confined	\$1,000.00	\$1,500.00
68.b.	Fail to keep a Vicious Animal harnessed or leashed properly	\$1,000.00	\$1,500.00
69.a.	Fail to keep Vicious Animal muzzled	\$1,000.00	\$1,500.00
69.c.	Vicious Animal not under control of a person eighteen (18) years of age or older	\$1,000.00	\$1,500.00
70	Fail to post Vicious Animal sign	\$1,000.00	\$1,500.00

SCHEDULE "D"

PROHIBITED ANIMALS

1. All protected or endangered animals whose possession or sale is prohibited because they are designated as protected or endangered pursuant to international, federal, or provincial law, unless the animal has been obtained in accordance with international, federal, or provincial law.
2. All dogs, other than domesticated dogs (*Canis Familiaris*) including but not limited to: wolf, coyote, fox, hyena, dingo, jackal, raccoon dog, bush dog, and any hybrid offspring of a wild dog and a domesticated dog.
3. All cats, other than domesticated cats (*Felis Catus*) including but not limited to: lion, tiger, leopard, ocelot, jaguar, puma, panther, mountain lion, cheetah, wild cat, cougar, bobcat, lynx, serval, and any hybrid offspring of a wild cat and a domesticated cat.
4. All bears.
5. All fur bearing animals of the family Mustelidae including but not limited to: weasel, marten, mink, badger, ermine, skunk, otter, pole cat, wolverine, but not including the domestic ferret (*Putorius Furo*).
6. All Procyonidae including: raccoon, kinkajou, cacomistle, cat-bear, panda, and coatimundi.
7. All carnivorous mammals of the family Viverridae including but not limited to: civet, mongoose, and genet.
8. All bats.
9. All non-human primates.
10. All squirrels.
11. All rats, including the Norway rat.
12. Reptiles (*Reptilia*):
 - a. All Helodermatidae (*Gila monster* and *Mexican bearded lizard*);
 - b. All front-fanged venomous snakes, even if de-venomized, including, but not limited to:

- i) All Viperidae (viper, pit viper);
 - ii) All Elapidae (cobra, mamba, krait, coral snake);
 - iii) All Atractaspididae (African burrowing asp);
 - iv) All Hydrophiidae (sea snake); and
 - v) All Laticaudidae (sea krait).
 - vi) All venomous, mid- or rear-fanged, Duvernoy-glanded members of the family Colubridae, even if de-venomized;
- c. Any member or hybrid offspring of the family Boidae, including but, not limited to the common or green anaconda and yellow anaconda, save and except members of the family Boidae reaching an adult length of no greater than two (2) meters;
 - d. Any member of the family Pythonidae, including but, not limited to the African rock python, the Indian or Burmese python, the Amethystine or scrub python, save and except members of the family Pythonidae reaching an adult length of no greater than two (2) meters;
 - e. Any member of the family Varanidae, including but, not limited to the white throated monitor, the water monitor, the Komodo monitor or dragon, the Bornean earless monitor, the Nile monitor, the crocodile monitor, save and except members of the family Varanidae reaching an adult length of no greater than one (1) meter;
 - f. Any member of the family Iguanidae, including the green or common iguana;
 - g. Any member of the family Teiidae, including but not limited to the golden, common or black and white tegu;
 - h. members of the family Chelydridae, including snapping turtle and alligator snapping turtle;
 - i. All members of the order Crocodylia, including, but not limited to alligator, caiman and crocodile;
 - j. All other snakes that reach an adult length larger than three meters; and
 - k. All other lizards that reach an adult length larger than two meters.

SCHEDULE "D" cont'd

13. Birds (Aves)
 - a. All predatory or large birds (Accipitrids, Cathartids), including but not limited to eagle, hawk, falcon, owl, vulture and condor;
 - b. Anseriformes including but not limited to ducks, geese and swans;
 - c. Galliformes including but not limited to pheasants, grouse, guinea fowl and turkeys; and
 - d. Struthioniformes including but not limited to flightless ratites such as ostriches, rheas, cassowaries, emus and kiwis;
 - e. Subsections (a) to (d) inclusive in subsection do not apply if the birds are kept as livestock on land zoned as agricultural.
15. All large rodents (Rodentia), including, but not limited to gopher, muskrat, paca, groundhog, marmot, beaver, prairie dog, viscacha, and porcupine.
16. All even-toed ungulates (Artiodactyla) other than domestic sheep, including but not limited to antelope, giraffe and hippopotamus.
17. All odd-toed ungulates (Perissodactyla), including but not limited to zebra, rhinoceros and tapir.
18. All marsupials, including but not limited to, Tasmanian devil, bandicoot, kangaroo, wallaby, opossum, wombat, koala bear, cuscus, numbat and pigmy, sugar and greater glider.
19. Sea mammals (Cetacea, Pinnipedia and Sirenia), including but not limited to, dolphin, whale, seal, sea lion and walrus.
20. All elephants (Proboscides).
21. All hyrax (Hyracoidea).
22. All pangolin (Pholidota).
23. All sloth and armadillo (Edentala).
24. All insectivorous mammals (Insectivora), including aardvark (Tubulidentata), anteater, shrew, otter shrew and mole.
25. Gliding lemur (Dermoptera).
26. All other venomous or poisonous animals.

SCHEDULE “E”

DR. IAN DUNBAR’S AGGRESSION SCALE

ASSESSMENT OF THE SEVERITY OF BITING PROBLEMS BASED ON AN OBJECTIVE EVALUATION OF WOUND PATHOLOGY

Level 1	Dog growls, lunges, snarls – no teeth touch skin. Mostly intimidation and/or threatening behaviour.
Level 2	Teeth touch skin but no puncture. May have red mark and/or minor bruise from dog’s head or snout, may have minor scratches from paws and/or nails. Minor surface abrasions or lacerations.
Level 3	Punctures one (1) to three (3) holes, single Bite. No tearing or slashes. Victim not shaken side to side. Bruising
Level 3.5	Multiple Level 3 Bites.
Level 4	Two (2) to four (4) holes from a single Bite, typically contact and/or punctures from more than canines, considerable bruising. Black bruising, tears and/or slashing wounds. Dog clamped down and held and/or shook head from side to side.
Level 5	Multiple Bites at Level 4 or above. A concerted, repeated Attack causing Severe Injury.
Level 6	Any Bite resulting in death of an Animal.

This scale was developed by Dr. Ian Dunbar PhD. B VetMed, MRCVS, of Berkeley California. From his studies Dr. Dunbar has been able to separate and classify bites into a generalized six-level assessment protocol. This Scale is used as a standard throughout the world in canine aggression investigations and behavior assessment.

SCHEDULE "F"

ANIMAL SEIZURE AND IMPOUNDMENT FORM



Enforcement Services

Notice of Seizure/Impoundment of Animal

File Number: _____

Take notice that on _____, 20____ under the City of Wetaskiwin Responsible Pet Ownership Bylaw 1920-19 the following animal(s) was (were) taken into custody:

- | | | | |
|---|-------|---|-------|
| 1 | _____ | 5 | _____ |
| 2 | _____ | 6 | _____ |
| 3 | _____ | 7 | _____ |
| 4 | _____ | 8 | _____ |

by _____ Peace Officer Reg Number _____

City of Wetaskiwin Enforcement Services
5005 48 Avenue
Box 6210
Wetaskiwin, AB T9A 2E9
Phone: (780) 361-4401

Reason for animal(s) to be taken into custody:

The animal(s) was (were) delivered to:
 City of Wetaskiwin Animal Shelter located at 4735 39 Avenue, Wetaskiwin, AB
 Other: _____

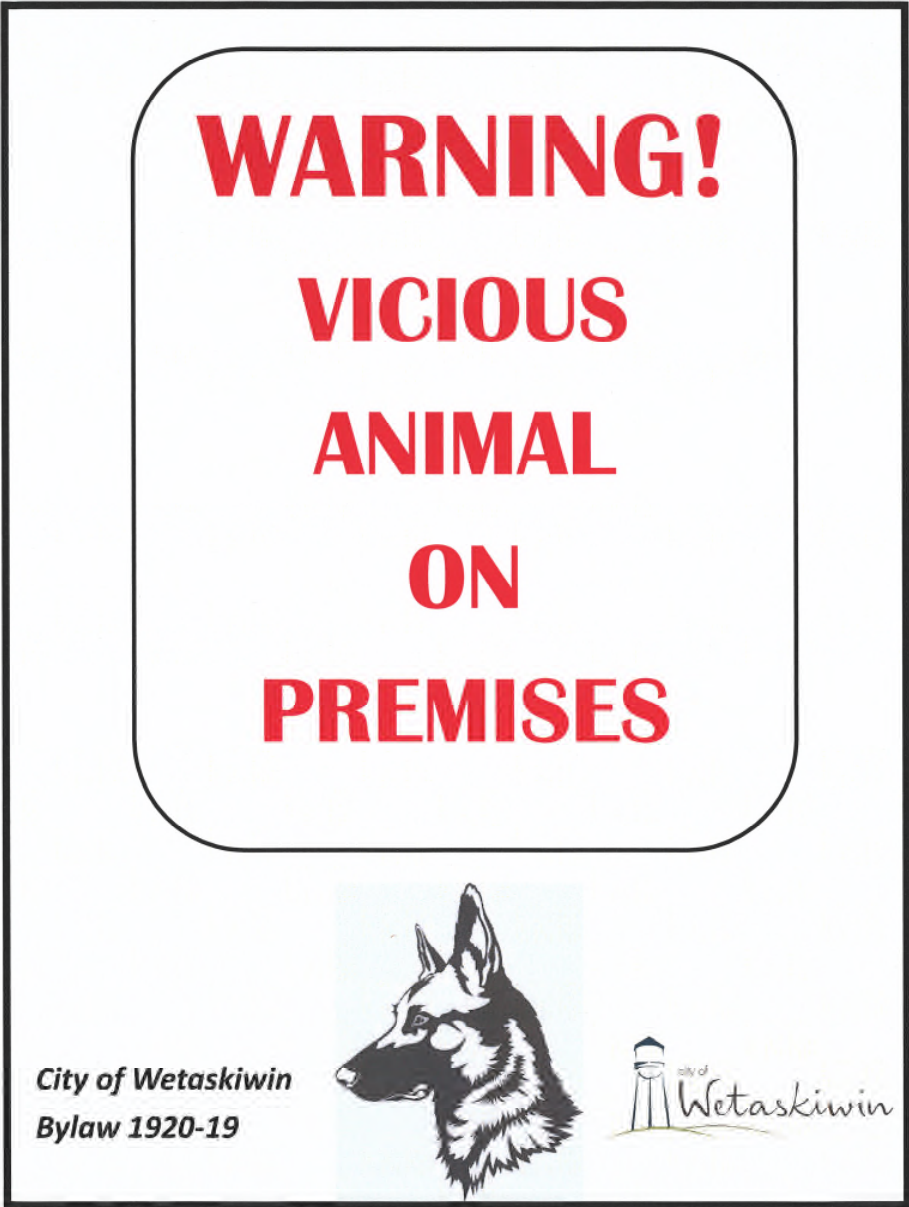
If the animal(s) is (are) not claimed or the payment of expenses is not made by, _____, 20____
the animal may be sold, given away or in accordance with with the bylaw destroyed.

Signature of Peace Officer

SCHEDULE "G"

VICIOUS ANIMAL SIGN

Required for a Vicious Animal pursuant to the Bylaw.



SCHEDULE "H"

APA SEIZURE FORM



Enforcement Services

Notice of Seizure of Animal under the Animal Protection Act

File Number: _____

Take notice that on _____, 20____ under the *Animal Protection Act* the following animal(s) was (were) taken into custody:

- | | | | |
|---|-------|---|-------|
| 1 | _____ | 5 | _____ |
| 2 | _____ | 6 | _____ |
| 3 | _____ | 7 | _____ |
| 4 | _____ | 8 | _____ |

by _____ Peace Officer Reg Number _____

City of Wetaskiwin Enforcement Services
5005 48 Avenue
Box 6210
Wetaskiwin, AB T9A 2E9
Phone: (780) 361-4401

and pursuant to:

- section 3 of the Animal Protection Act, or
- section 4.1 of the Animal Protection Act

The animal(s) was (were) delivered to:

- City of Wetaskiwin Animal Shelter located at 4735 39 Avenue, Wetaskiwin, AB
- Other: _____

If the animal(s) is (are) not claimed or the payment of expenses is not made, the animal may be sold, given away or in accordance with section 8 of the Animal Protection Act, destroyed.

Signature of Peace Officer

SCHEDULE "I"

CAT TRAP APPLICATION



Enforcement Services

Cat Trap Agreement

Date: _____

Trap Number: _____

The undersigned agrees to the following terms and conditions:

- 1 To only place the trap on his or her property in the City of Wetaskiwin.
- 2 To personally check the trap each hour while the trap is set.
- 3 In the event that a cat is trapped, to either immediately contact a Peace Officer at (780) 361-4401 Ext 1 who will come and pick up the trap and cat or deliver the trap to the City of Wetaskiwin Shelter located at 4735 39 Avenue in Wetaskiwin, AB.
- 4 In the event that a cat is trapped the undersigned is responsible for the humane treatment of the cat including feeding and watering. A captured cat should be left in the trap and placed in a warm dry secure place with a blanket over the top to pacify the animal until it is either picked up by a
- 5 Cat traps are not to be used when the temperature falls below 0 degrees Celsius or rises over 25 degrees Celsius.
- 6 To be responsible for the trap, including the cost of repair or replacement if damaged, lost or stolen. The trap is to be returned in a good and clean condition.
- 7 Traps are not to be set on Statutory Holidays when the City of Wetaskiwin Shelter is closed.

*** IT IS A CRIMINAL OFFENCE TO HARM ANY DOMESTIC ANIMAL**

Address of intended location of trap: _____

I understand and accept all liability, which may arise on connection with the use of this cat trap while it is in my possession, and will save and indemnify the City of Wetaskiwin for all such liability.

Signature: _____

Name of Applicant: _____

Identification: _____

Address of Applicant: _____

Trap to be Returned By: _____

Date Returned: _____

Received By: _____

Remarks: _____

The personal information collected on this form is collected under the authority of the *Freedom of Information and Protection of Privacy (FOIP) Act* and the City of Wetaskiwin Bylaw 1920-19. The information will only be used for the purposes described. If you have any questions, please contact the City of Wetaskiwin FOIP Coordinator at (780) 361-4400.