

# CITY OF PRINCE RUPERT

## DOG CONTROL BYLAW NO. 3250, 2008

A BYLAW TO PROVIDE FOR THE CONTROL AND REGULATION OF DOGS  
WITHIN THE CITY OF PRINCE RUPERT

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Where the purposes of a municipality include providing for the good government of its community; providing for services, laws and other matters for community benefit; providing for the stewardship of the public assets of its community; and fostering the economic, social and environmental well being of its community;

The Council of the City of Prince Rupert, in an open meeting assembled, enacts the following:

**100.** This bylaw is divided into the following parts:

|              |                          |
|--------------|--------------------------|
| Part I       | Administration           |
| Part II      | Licencing                |
| Part III     | Control                  |
| Part IV      | Impounding & Enforcement |
| Part V       | General Provisions       |
| Schedule "A" | Interpretation           |
| Schedule "B" | Fees and Charges         |
| Schedule "C" | Warning Signage - Dogs   |
| Schedule "D" | Restricted Dogs          |

### **PART I - ADMINISTRATION**

**200.** For the purposes of this Bylaw, the Council shall appoint a Bylaw Officer, who shall have the authority of an Animal Control Officer as defined under the *Community Charter*.

**200.1** All authority delegated under this Bylaw to an Animal Control Officer or Bylaw Officer, shall also include a Peace Officer.

**201.** The Council also hereby delegates to the City Manager, the authority to administer this Bylaw in its entirety.

**201.1** The City Manager shall mean the Chief Administrative Officer or the person appointed by Council to fulfill the duties as defined under the *Community Charter*, or appointed under the authority of an Officers Bylaw enacted by the municipality.

**201.2** Notwithstanding any agreements that must be entered into by bylaw and without limiting the delegation of authority under Section 201, the City Manager may enter into an agreement with any person or organization to provide for the establishment, maintenance, operation and regulating of a

Pound or Animal Shelter and/or for the enforcement of any provisions under this Bylaw.

202. The Chief Financial Officer of the municipality, or the person appointed by Council with the tasks and duties of *Financial Officer* as provided for under the *Community Charter* shall receive all funds from the Pound that are collected under the authority of this Bylaw.

## PART II - LICENCING

300. Every person within the City who owns or keeps a dog shall obtain a valid licence, by applying in writing to the Bylaw Officer on the form provided and paying the prescribed fee as set out in **Schedule "B"** of this Bylaw.
- 300.1 Upon application and payment of all prescribed fees, the Bylaw Officer shall issue to the owner of a dog, a numbered licence tag, stamped for the current year, and the owner shall securely affix and keep affixed, the licence tag to the dog's collar.
- 300.2 Every person applying for a licence for a sterilized dog must present a certificate from a qualified veterinarian confirming that the dog has been sterilized.
- 300.3 Every person who has obtained a licence for an unsterilized dog and, within six (6) months of the purchase of the licence, presents a certificate from a qualified veterinarian certifying that the dog has been sterilized, shall be entitled to a refund of the difference in the licence fees between a sterilized dog and an unsterilized dog.
- 300.4 Every owner of a dog that has been certified by a qualified veterinarian as being too old or physically unable to undergo the necessary surgery to sterilize the dog shall be able to obtain a licence for the dog upon payment of the required fee for a sterilized dog.
301. The Bylaw Officer shall issue to an owner of a dog, a replacement licence upon payment of the fee as set out in **Schedule "B"** of this Bylaw and after being satisfied that the original licence has been lost or stolen.
302. The licence fees paid for any dog are not refundable except for the rebate allowed by subsection 300.3 of this Bylaw.
303. An owner of a dog may transfer a valid licence, only if:
- 303.1 the dog is currently licensed by another municipality in the Province of British Columbia and the owner surrenders such licence and pays the fee set out in **Schedule "B"** of this Bylaw; or
- 303.2 the owner replaces a licenced dog which has died and applies to the Bylaw Officer for transfer of the licence and pays any applicable fees.
- 303.3 For certainty, section 303.2 shall mean that an owner may apply under the provisions of this section whereby the deceased dog has been replaced by another dog.

- 304.** A licence shall be required for but no fee payable for a Special Needs Dog.
- 305.** The Bylaw Officer shall maintain a record of all licences issued pursuant to this Bylaw, including the names and addresses of all dog owners; the description and licence number of all dogs; and the date that the licences were issued; and the fee that was paid.
- 306.** No person shall without lawful excuse, remove, obscure or deface a valid licence which has been affixed to a dog's collar, or any other identification worn by an animal.
- 307.** Upon the request from the Bylaw Officer, any person found with an animal that is required under this Bylaw to be registered and/or licenced, shall produce for inspection, the required licence. This provision does not relieve a person from complying with section **300** in its entirety.
- 308.** A licence issued pursuant to this Bylaw shall be valid from January 01st and shall expire on December 31st of the year in which it is issued.

### **PART III - CONTROL**

- 400.** No owner of an animal shall permit the animal to be at large in the City or to trespass on any private property.
- 401.** The number of dogs is limited to a maximum of three (3) within any household.
- 401.1** Anyone keeping, harbouring or sheltering more than three (3) dogs, shall apply for a "Kennel" licence and shall operate as a "Kennel" as required by this bylaw and provided that it is a permitted use within the municipal zoning bylaw and Official Community Plan bylaw, and complies with any other municipal bylaw as required.
- 401.2** A kennel licence shall be obtained by applying to the City and paying the prescribed kennel licence fee set out in **Schedule "B"**.
- 401.3** No kennel shall be permitted unless:
- a) there is 24 sq. ft. of floor space provided for each dog;
  - b) the kennel complies with all of the laws and regulations in force in the Province of British Columbia and all City bylaws;
  - c) a building permit for the kennel has been obtained in accordance with the provisions of the City of Prince Rupert Building Bylaw.
- 401.4** A kennel licence may be suspended or revoked at any time by the Bylaw Officer or the authorized representative of the City if the provisions of this bylaw are not observed by the licensee.
- 401.5** Every licensee shall, at all reasonable times, permit the Bylaw Officer, the authorized representative of the City, or any assistant to the Bylaw Officer, to enter and inspect any kennel for the purpose of ascertaining whether the provisions of this bylaw are being observed.
- 401.6** Every kennel licence issued under this Bylaw:

- a) expires on December 31<sup>st</sup> of the year in which it is issued;
  - b) is valid only in respect of the kennel for which it is issued; and
  - c) shall be renewed no later than April 1<sup>st</sup> in the following calendar year.
- 402.** Notwithstanding designated off leash areas as provided for in this Bylaw, every person who owns, keeps or has custody, care or control of a dog, shall keep the dog on a leash and under control while on any highway, school property, park or other public place in the City.
- 403.** Every person who has care, custody or control of a dog in a public place, or on any highway, school property, park or private property other than their own residence, shall:
- 403.1** carry a plastic bag or other impermeable means to pick up and properly dispose of any excrement left by their dog;
    - 403.1.1** shall produce immediately upon the request of a Bylaw Officer or a Peace Officer the plastic bag or other impermeable device or means as required under section 403.1;
  - 403.2** immediately remove and dispose of, in a waste container, or by other sanitary means, any excrement deposited by the dog;
  - 403.3** Section 403 shall not include private property whereby the owner of the property has consented to having accepted custody, care or control of a dog regardless of whether it is under their own control or that of another person.
- 404.** Every person who owns, keeps or has custody, care or control of a dog, shall not permit or cause any dog to cry, bark, yelp, howl or make other noises or sound which disturbs or tends to disturb the quiet, peace, rest, comfort, convenience or enjoyment of others within the neighbourhood or in the vicinity of where the dog is kept.
- 404.1** This Section 404, shall also apply to any animal in the care, custody, control or ownership of a person;
- 405.** Every person who owns, keeps or has custody, care or control of a dog shall ensure that the dog is being cared for in a responsible and humane manner as defined in **Schedule "B"**.
- 406.** Every person who owns, keeps or has custody, care or control of a dog, may allow their dog to be off-leash in a designated area, provided that the person:
- a) carries a leash at all times; and
  - b) keeps the dog in view at all times; and
  - c) maintains effective control of the dog so that the dog immediately returns when signaled or called; and
  - d) immediately leashes the dog if it displays any aggressive behaviour; and

- e) carries a plastic bag or similar impermeable means to pick up and properly dispose of any excrement left by their dog in the off-leash area.
407. Council may from time to time, by Schedule to the bylaw, designate areas in the City that are:
- a) restricted zones – areas in which dogs are not permitted;
  - b) off-leash zones – areas in which dogs are permitted off-leash, notwithstanding those dogs that are prohibited from off-leash areas as required under this Bylaw.
408. The owner of a “Vicious Dog” or of a “Restricted Dog” shall:
- 408.1 not permit or allow the dog to be in a designated off-leash area in the City at any time;
  - 408.2 ensure that the dog is muzzled and leashed when in public places;
  - 408.3 not permit or allow the dog to be in the front yard, unless the dog is properly leashed and muzzled and under the control of a competent person;
  - 408.4 in accordance with the fee set out in **Schedule “B”**, purchase from the City, warning signage, as outlined in **Schedule “C”**, with the signage to be displayed in such a manner as to ensure that it is plainly and clearly visible from the front street or sidewalk;
  - 408.5 ensure that the back or rear yard of their own private property is properly secured by a fence with a minimum height of six (6) feet and properly contains the dog or in the alternative that there is a properly constructed pen of sufficient strength and design to both contain the dog and allow enough room for the dog to comfortably move around;
    - 408.5.1 Where an owner, under this section, has opted for the construction of a pen, in place of a fence, then the owner shall ensure that the dog is properly leashed, muzzled and under the control of a competent person when on their private property, but outside of the pen.
  - 408.6 For the purpose of this Bylaw, a “Restricted Dog” dog shall be defined in **Schedule “D”**.
  - 408.7 A “Vicious Dog” shall be defined as a dog that:
    - i. according to the records of the Municipality, has killed or injured a person or pet, or without provocation, has demonstrated “aggressive behaviour” or aggressively pursued or harassed a person; or
    - ii. that, to the knowledge of the owner, has killed or injured a person or pet, or without provocation, has aggressively pursued or harassed a person or demonstrated aggressive behaviour towards another person or animal.

- 408.8** For the purposes of this Bylaw, a “Dangerous Dog” shall be defined as a dog that:
- i. has killed or seriously injured a person,
  - ii. has killed or seriously injured a domestic animal, while in a public place or while on private property, other than property owned or occupied by the person responsible for the dog,
  - iii. a Bylaw Officer or Peace Officer has reasonable grounds to believe is likely to kill or seriously injure a person;

#### **PART IV - IMPOUNDING & ENFORCEMENT**

- 500.** The Bylaw Officer may seize and impound:

**500.1** any animal found at large in the City;

**500.2** an unleashed dog found on any highway or public place;

**500.3** an unlicensed dog.

- 501.** If an animal is known to have inflicted a bite on another animal or person, then it may be kept in isolation, and if it is determined by a veterinarian that the animal is suffering from rabies or any other transmittable or contagious disease, the Bylaw Officer may immediately destroy the animal.

**501.1** Except where the Bylaw Officer has made an application to the Provincial Court for an order that a Dangerous Dog be destroyed or has determined that a Vicious Dog suffers from rabies or transmittable or contagious disease and is to be destroyed, the owner of a Dangerous or Vicious Dog impounded pursuant to this Bylaw, may reclaim the dog after the 21-day impounding period, or at such earlier time as the Bylaw Officer may determine, on application to the Bylaw Officer and upon establishing proof of ownership of the dog, payment of the fees set out in the Schedules to this Bylaw and delivery to the Bylaw Officer of an executed statement in the form supplied by the Bylaw Officer.

**501.2** If the Dangerous Dog which has been impounded pursuant to section 501 of this Bylaw, is not reclaimed after the 21-day impounding period, or at such earlier time as determined by the Bylaw Officer, the Bylaw Officer may, at any time thereafter, cause the dog to be destroyed.

**501.3** Further to section 501.2 and for certainty, only in cases where the owner of the Dangerous Dog or Vicious Dog has requested a further period of time in which to construct an enclosure for the dog, the Bylaw Officer may extend the time limit to reclaim the dog for a period of time not to exceed 30 days, provided that payment in advance has been received for all fees prescribed in the applicable Schedules that are attached to and form part of this Bylaw.

- 502.** The Bylaw Officer shall keep or cause to be kept every impounded animal in the pound for a minimum of ninety-six (96) hours after impoundment, unless:

**502.1** it is reclaimed sooner by the rightful owner, or

- 502.2 it is suffering from an incurable disease or severe injury.
503. Subject to the provisions of this bylaw, an impounded animal may be reclaimed by an owner after:
- 503.1 providing satisfactory proof of ownership and where applicable, proof of sterilization of the animal; and
  - 503.2 paying the impoundment and maintenance fees as set forth in **Schedule "B"**, which is attached to and forms part of this Bylaw; and
  - 503.3 paying, in addition to the impoundment and maintenance fees, the required licence fees for any animal as required.
504. The Bylaw Officer may euthanize, offer for sale, offer by means of adoption, or transfer to another animal shelter any impounded animal that remains unclaimed after the expiration of the minimum impoundment period.
505. The Bylaw Officer may remove, euthanize and cremate any animal at the request of the owner after payment of the fees set out in **Schedule "B"** of this Bylaw are made to the City.
506. The Bylaw Officer may require that:
- 506.1 a written record is maintained which records the descriptions, date, time and location of each impoundment of any animal;
  - 506.2 a record of all dispositions whether by destruction, private sale, adoption or transfer is kept. Such record shall include the names and addresses of the person purchasing, adopting or reclaiming any impounded animal;
  - 506.3 any dog or cat, over the age of six (6) months offered for sale by the City, is sterilized at the purchaser's expense, prior to completion of the sale and release from the pound;
  - 506.4 when a dog or cat that is under five (5) months of age and is to be purchased, that all reasonable steps are taken to encourage animal sterilized at the appropriate time;
  - 506.5 a record of all monies received pursuant to this Bylaw is kept.
507. Where applicable, the Bylaw Officer, with sufficient or satisfactory proof that the animal has been sterilized within (1) month of its release from the pound, shall reimburse or credit the owner with an amount equivalent to the difference between the impoundment fee for a sterilized animal and an unsterilized animal.

## **PART V - GENERAL PROVISIONS**

600. In accordance with the *Community Charter*, the Bylaw Officer may, at all reasonable times, enter onto any real property within the City for the purposes of ascertaining whether the provisions of this Bylaw are being complied with.
601. Every person who takes any animal, or attempts to take any animal lawfully in the custody of the Bylaw Officer, or who interferes with, obstructs or impedes

the Bylaw Officer in the lawful performance of their duties is guilty of an offence under this Bylaw.

**601.1** This section shall also include the Poundkeeper, and the Pound in which the animal is in custody.

**601.2** For the purposes of this section, Bylaw Officer shall also include Peace Officer.

**602.** This Bylaw shall be enforceable through either the City of Prince Rupert's *Ticket Information Bylaw No. 2783, 1992* as it may be amended from time to time or in the alternative, under the authority of the *Offence Act*.

**603.** Every person who violates any of the provisions of this Bylaw or who suffers or permits anything to be done in contravention or violation of this Bylaw, or who neglects or refrains from doing anything required to be done under the provisions of this Bylaw, shall be guilty of an offence punishable on summary conviction and liable to a fine not exceeding \$10,000 and not less than \$1,000.

**604.** If a Court of competent jurisdiction declares any phrase, sentence or section of this Bylaw as being invalid, then the invalid portion shall be severed and the severance shall not affect the validity of the remainder.

**605.** This bylaw may be cited as the "**DOG CONTROL BYLAW No. 3250, 2008**".

**606.** The Dog Licence and Control Bylaw No. 3186, 2004 and any amendments thereto are hereby repealed.

**607.** Unless specifically provided for elsewhere in this Bylaw, this Bylaw shall come into force and effect upon adoption.

READ A FIRST TIME THIS 14<sup>th</sup> Day of January, 2008

READ A SECOND TIME THIS 14<sup>th</sup> Day of January, 2008

READ A THIRD TIME THIS 14<sup>th</sup> Day of January, 2008

FINALLY CONSIDERED AND ADOPTED THIS 28<sup>th</sup> Day of January, 2008

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MAYOR

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CORPORATE ADMINISTRATOR



## SCHEDULE "A"

### INTERPRETATIONS:

In this Bylaw, unless the context otherwise requires:

**"Aggressive Behaviour"** means snarling, growling, or pursuing another animal or person;

**"Animal"** means any domestic animal not covered as "wildlife" under provincial legislation, other than a human being;

**"Animal Control Officer"** means the person or persons appointed as an Animal Control Officer or a Bylaw Officer by Council, and his duly authorized representatives, to enforce the provisions of this Bylaw;

**"At large"** means when not on the property of the owner; or

- i) not under the immediate charge and control of a responsible and competent person; or
- ii) not under the direct control or within the immediate vicinity of the owner when in an unauthorized off-leash area;

**"Bylaw Officer"** means the person or persons appointed by Council as a Bylaw Officer or an Animal Control Officer, and his duly authorized representatives, to enforce the provisions of this Bylaw and for the purpose of this Bylaw, both an Animal Control Officer and a Bylaw Officer shall mean the same person;

**"Chief Financial Officer"** means the person appointed by Council with the responsibilities of Financial Officer as defined in the Community Charter or as provided for under a bylaw of the City;

**"City"** means the City of Prince Rupert;

**"City Manager"** means the Chief Administrative Officer or the person appointed by Council to fulfill the duties as defined under the *Community Charter*, or appointed under the authority of an Officers Bylaw enacted by the municipality;

**"Community Charter"** means the Community Charter SBC 2003, Chapter 26, as amended from time to time;

**"Council"** means the Council of the City of Prince Rupert;

**"Dangerous Dog"** means a dog that:

- i) has killed or seriously injured a person,
- ii) has killed or seriously injured a domestic animal, while in a public place or while on private property, other than property owned or occupied by the person responsible for the dog,
- iii) a Bylaw Officer or Peace Officer has reasonable grounds to believe is likely to kill or seriously injure a person;

**"Dog"** means any animal of the canine species being 6 months of age or greater, irrespective of sex;

**"Impounded"** means when a dog is seized, delivered, received or taken into the pound or in the custody of the Bylaw Officer or Pound keeper;

**"Leash"** means a device, or use of a device, constructed of leather, nylon or other similar strong material that is no more than six (6) feet in length and no less than three (3) feet and of sufficient strength and design to restrain the size and strength of animal for which it will be (or is being) used. One end must remain securely affixed to a collar or harness securely attached to the animal with the other end held by a person capable of controlling the animal at all times;

**"Licence"** means a licence tag for an animal issued by the Bylaw Officer;

**"Municipality"** means the City of Prince Rupert;

**"Muzzled"** means fastened or controlled so as to prevent biting by means of a humane fastening or covering device of adequate strength placed over the mouth;

**"Off Leash Area"** means an area of the City-owned property designated by signs which defines the geographic area and or times that dogs are permitted off-leash and as defined in Schedule "C";

**"Owner"** includes any person who owns, possesses, or harbours any dog, or has custody, control or care of any dog;

**"Park"** means and includes public parks, playgrounds, squares, greens, driveways, roadways, paths, (including buildings) which are posted, designated and or zoned as park by the City of Prince Rupert;

**"Peace Officer"** means a Police Officer or Constable of the R.C.M.P. or successor police force within the City of Prince Rupert and shall also include any other person so employed for the preservation and maintenance of the public peace;

**"Person"** includes any corporation, partnership or party and the heirs, executors, administrators and other legal representatives of such person to whom the context can apply according to law;

**"Pound"** means any facility or Animal Shelter established, maintained, or operated as a pound in accordance with this Bylaw;

**"Poundkeeper"** means the person or organization employed, or contracted, from time to time by the City for the purpose of establishment, maintenance, operation and regulation of a pound in accordance with the provisions of this Bylaw, including the care, euthanasia and disposal of the animals, and the collection and remission of fees, and shall include any assistant Pound keeper so employed;

**"Public Place"** means any place outside of the property or normal residence of the owner and shall include any highway, school property, park, private property, and publicly owned property;

**"Restricted Dog"** means any dog as defined in **Schedule "D"** of this Bylaw;

**"Special Needs Dog"** means any dog trained by a recognized and accredited institution to provide assistance to a hearing or visually impaired or physically

challenged person, or a dog used by the RCMP, search & rescue society and those used in support of immigration and customs service;

**"Sterilized"** shall mean any spayed or neutered animal for which a certificate has been issued by a veterinarian indicating that the animal has been sterilized;

**"Unlicensed animal"** means any animal in which a licence is required and for which the licence for the current year has not been paid as provided for in this Bylaw, or to which the tag as provided for by this Bylaw, is not attached;

**"Vicious Dog"** means a dog that:

- iii. according to the records of the Municipality, has killed or injured a person or pet, or without provocation, has demonstrated "aggressive behaviour" or aggressively pursued or harassed a person; or
- iv. that, to the knowledge of the owner, has killed or injured a person or pet, or without provocation, has aggressively pursued or harassed a person or demonstrated aggressive behaviour towards another person or animal.

**SCHEDULE "B" - FEES, CHARGES & RESPONSIBLE CARE**

*For the purpose of this Schedule, a Vicious Dog may also mean a Dangerous Dog*

**1.00 DOG LICENCE FEES\***

| <b>CATEGORY</b>   | <b>On or Before<br/>March 01</b> | <b>After<br/>March 01</b> |
|---|----------------------------------|---------------------------|
| Dogs  | \$ 50.00                         | \$ 70.00                  |
| Dogs – Sterilized with certification**                          | \$ 20.00                         | \$ 40.00                  |
| Vicious Dogs  | \$ 200.00                        | \$ 250.00                 |
| Restricted Dogs   | \$ 200.00                        | \$ 250.00                 |
| Restricted Dogs – Sterilized with certification**               | \$ 150.00                        | \$ 200.00                 |
| Vicious Dogs – Sterilization with certification**               | \$ 150.00                        | \$ 200.00                 |
| Special Needs Dogs  | N/A                              | N/A                       |
| All Dogs under 6 months (as certified by a veterinarian)**      | N/A                              | N/A                       |
| Replacement Licence Tags  | \$ 10.00                         | \$ 10.00                  |
| Kennel Licence (per dog)  | \$ 100.00                        | \$120.00                  |
| Warning Signage – included in Restricted or Vicious Dog Licence | N/A                              | N/A                       |

\* All Fees listed are for a single dog, per year, commencing in January 2008

\*\* Certification required from a qualified veterinarian

**1.10 IMPOUNDMENT FEES**

| <b>CATEGORY</b>      | <b>FIRST<br/>OFFENCE</b>                      | <b>SECOND<br/>OFFENCE</b> | <b>SUBSEQUENT<br/>OFFENCES</b> |
|----------------------|---|---------------------------|--------------------------------|
| Licensed Dogs        | \$ 50.00                                      | \$ 85.00                  | \$ 135.00                      |
| Unlicensed Dogs      | \$ 90.00<br>(Plus Licence fee)                | -                         | -                              |
| Vicious Dogs         | \$ 250.00                                     | \$ 500.00                 | \$ 1000.00                     |
| Restricted Dogs      | \$ 250.00                                     | \$ 500.00                 | \$ 1000.00                     |
| For any other Animal | \$ 50.00<br>plus additional costs<br>incurred |                           |                                |

**1.20 MAINTENANCE FEES**

For each twenty-four (24) hour period or fraction thereof of impoundment, after the first or initial (24) hour period of impoundment:

|                 |          |
|-----------------|----------|
| Dogs            | \$ 15.00 |
| Vicious Dogs    | \$ 25.00 |
| Restricted Dogs | \$ 25.00 |
| Other Animals   | \$ 15.00 |

### 1.30 REMOVAL, DISPOSAL & CREMATION FEES

|                         | BURIAL    | CREMATION |
|-------------------------|-----------|-----------|
| Dog - 50 lbs. and under | \$ 125.00 | \$ 90.00  |
| Dog - 51 lbs and over.  | \$ 150.00 | \$ 110.00 |
| Cats                    | \$ 75.00  | \$ 55.00  |

### 1.40 EUTHANASIA

|                   |          |
|-------------------|----------|
| Dogs or Cats      | \$ 40.00 |
| All other animals | \$ 50.00 |

### 1.50 RESPONSIBLE & HUMANE CARE

Dog owners and those with a dog in their care or custody are to provide the basic requirements for the dog and shall comply with the following:

- clean potable drinking water at all times and suitable food of sufficient quantity and quality to allow for the normal growth and maintenance of normal body weight;
- food and water receptacles which are kept clean and disinfected and so located as to avoid contamination by excreta;
- the opportunity for daily exercise sufficient to maintain good health, including the opportunity to be unfettered from a fixed area for a reasonable length of time each day, while not running at large;
- immediate veterinary medical care when the animal exhibits signs of pain or suffering.

No person shall keep an animal outside of a residence for extended periods of time unless the animal is provided with outside shelter that:

- ensures protection from heat, cold, water, and water vapour that is appropriate to the animal's weight and type of coat and provides sufficient space to allow the animal the ability to turn about freely and to easily stand, sit, and lie in a normal position;
- is at least 1.5 times the length of the animal and at least the animal's length in width, and at least as high as the animal's height measured from the floor to the highest point of the animal when standing in a normal position, plus 10%;
- provides sufficient shade to protect the animal from the direct rays of the sun at all times; and
- is regularly cleaned and sanitized and from which all excreta is removed at least once a day.

Unless permitted elsewhere in this Bylaw, no person shall cause an animal to be tied or fastened to a fixed object where a choke, collar, or choke chain forms part of the securing apparatus, or where a rope, chain or cord is directly tied around the animal's neck.

No person shall cause an animal to be confined in an enclosed space, including a vehicle, without adequate ventilation.

No person shall transport an animal in a vehicle inside or outside of the passenger compartment unless the animal is adequately confined or unless it is secured in a body or harness or other manner of fastening which is adequate to prevent the animal from falling off or from the vehicle or otherwise injuring itself.

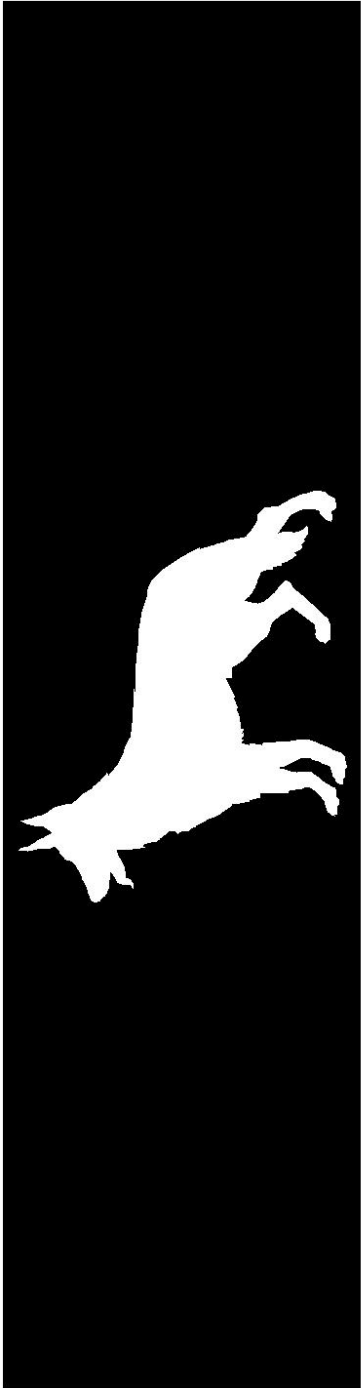
No person shall abandon or cause to be abandoned, any animal within the municipality.

No person shall in any way, use poison, air pellet guns, bows and arrows, firearms, sling shots, or similar devices on any dog within the municipality.


No person shall offer for sale or offer free of charge, or otherwise discard or dispose of any dog, cat, pup, kitten or other animal on any highway, vacant land, boulevard, parking lot or public place within the municipality.

SCHEDULE "C" - WARNING SIGNAGE

**Beware of**



**DOG**



AS REQUIRED BY THE CITY OF PRINCE RUPERT  
IN ACCORDANCE WITH BYLAW No. 3241

**SCHEDULE "D" - RESTRICTED DOGS**

The following are deemed to be "Restricted Dogs" for the purposes of this Bylaw, and shall include any dog of mixed breeding which includes, but is not limited to the following breeds:

1. Pit Bull
2. Pit Bull Terrier
3. American Pit Bull Terrier
4. Staffordshire Bull Terrier
5. American Staffordshire Terrier
6. Cane Corso
7. Italian Mastiff
8. Presa Canarios
9. Fila Brasileiro
10. Argentinean Dogo
11. Any dog which has the appearance and physical characteristics predominantly conforming to the standards for any of the above breeds as established by the Canadian Kennel Club, or the American Kennel Club, or the United Kennel Club and as determined by a veterinarian licensed to practice in the Province of British Columbia.