



**BYLAW NO. 1122
OF THE TOWN OF HINTON
IN THE PROVINCE OF ALBERTA TO REGULATE SAFETY,
HEALTH, WELFARE AND PROTECTION OF PEOPLE AND
PROPERTY
IN THE TOWN OF HINTON**

WHEREAS it is deemed advisable to regulate Animals within the municipal boundaries of the Town of Hinton.

NOW THEREFORE, the Municipal Council of the Town of Hinton, in the Province of Alberta, duly assembled enacts as follows:

1.0 This Bylaw may be cited as the “Animal Control Bylaw.”

2.0 INTERPRETATION

- 2.1** Each provision of this Bylaw is independent of all other provisions and if any provision is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this Bylaw remain valid and enforceable.
- 2.2** Nothing in this Bylaw relieves a person from complying with any provision of any federal or provincial law or regulation such as the *Animal Protection Act*, *Dangerous Dog Act*, or other bylaw or any requirement of any lawful permit, order or licence.
- 2.3** Where this Bylaw refers to another Act, bylaw, regulation or agency, it includes reference to any Act, bylaw, regulation or agency that may be substituted therefor.
- 2.4** All the schedules attached to this Bylaw shall form a part of this Bylaw.
- 2.5** This Bylaw does not apply to the Town or other local Government Enforcement Agencies in respect of Animals used for the purpose of land management, including weed control or other work purposes on Town-owned lands.

3.0 ANIMALS AND FOWL

- 3.1** Except as otherwise provided, no person shall keep, or permit to be kept, at any residence or premises, more than two (2) of any species of Animal or Fowl, provided that the young of any of the permitted species may be kept for a period not exceeding four (4) months after birth.
 - 3.1.1** Any person wanting to keep more than the permitted number of Animals or Fowl shall make application to the Town by completing Schedule “C” attached for the keeping of such; and
 - 3.1.2** Any person wanting to keep any Animal or Fowl not expressly stated in this bylaw shall make application to the Town by completing Schedule “C” attached for the keeping of such.

3.2 For the purpose of integrating the Town of Hinton Animal Control Bylaw with the Breeders/Exhibitors Licence which allows Breeders or Exhibitors to own a maximum of five (5) adult Dogs, the Town may issue an Over-Limit Permit under this Bylaw to a Dog Owner to allow a Breeder or an Exhibitor to keep up to five (5) Dogs at a residence. The Protective Services Manager may or may not approve such Over-Limit Permit based on location, Property size, parking, occupancy level, neighborhood and other factors as required. The applicant must comply with the regulations applicable to the Over-Limit Permit and shall obtain written consent from the registered owners of all Adjacent and Surrounding Properties at the time of making the application. The Protective Services Department may request additional consent from additional Property owners at their discretion.

3.3 No person shall keep within the Town any Livestock as defined in Section 48.20 except within those areas in which the same are expressly allowed to be kept in accordance with a permit issued under this Bylaw by the Town. Any person wishing to obtain a permit to keep Livestock must complete an application as attached as Schedule "I" to this Bylaw and described in Section 25 and comply with the following requirements:

- 3.3.1 Livestock shall be kept in a building or stable;
- 3.3.2 Such building or stable shall be, as per the current Land Use Bylaw, a distance of at least 91.44 metres from any School Grounds, church, public hall, store, dwelling or other premises used for human habitation or occupancy other than premises occupied exclusively by the keeper of such Livestock or member of his/her immediate family;
- 3.3.3 The floors of such building or stable shall be of durable material, impervious to moisture, so laid and provided with gutters so that drainage is affected into a sewer. A wooden platform above such flooring is permitted if an air space of at least two (2) inches is provided above the floor;
- 3.3.4 Where a sanitary sewer is not available, provision for drainage of sanitary wastes shall be made in accordance with the requirements of all provincial laws and regulations;
- 3.3.5 All doors, windows and openings of such building or stable shall, at all times between the first (1st) day of April and the thirtieth (30th) day of November following in each year, be kept protected by screens effective against flies and small insects; and
- 3.3.6 All manure shall be peremptorily collected and deposited in a manure receptacle of adequate size which shall be provided and constructed as follows:
 - a) The floor and all portions of the walls to be of concrete and to be water-tight; the receptacle shall be provided with an opening with a self-closing, fly-proof door, and the whole to be so constructed that objectionable odours are not allowed to escape, and
 - b) Such building or stable, together with any yard under 204.5 square metres in which the Livestock are allowed to run shall be kept at all times free from manure and other refuse and shall be properly cleaned or dug up and deodorized by means of chloride of lime or other suitable deodorant.

4.0 OVER-LIMIT PERMITS

- 4.1 Any Owner wishing to obtain an Over-Limit Permit must complete an Over-Limit Permit application form as attached as Schedule "C" to this Bylaw and submit the completed application form together with the fee set out in Schedule "A" to the Town's Protective Services Department. The Over-Limit Permit must be approved prior to purchase of the Animal(s) or Fowl over the limit.
- 4.2 As part of the application process, an Owner wishing to obtain an Over-Limit Permit shall obtain written consent from the registered owners of all Adjacent and Surrounding Properties at the time of making application. The Protective Services Department may request additional consent from additional Property owners at their discretion. Upon receipt of a completed Over-Limit Permit application form, the Protective Services Manager or Animal Control Officer shall consider the application, and may, in his/her sole and absolute discretion:
 - 4.2.1 Refuse to grant an Over-Limit Permit;
 - 4.2.2 Grant an Over-Limit Permit; or
 - 4.2.3 Grant an Over-Limit Permit upon such additional terms and conditions as deemed appropriate.
- 4.3 An Over-Limit Permit shall not be transferrable.
- 4.4 The Protective Services Manager or Animal Control Officer may revoke an Over-Limit Permit if:
 - 4.4.1 The Town receives bona fide complaints from two (2) or more Property owners Adjacent to the Over-Limit Permit holder's residence;
 - 4.4.2 The Over-Limit Permit holder shelters Animals in excess of the number permitted by the Over-Limit Permit; or
 - 4.4.3 The Over-Limit Permit holder is guilty of an offence pursuant to the Town of Hinton Animal Control Bylaw.
- 4.5 If the Protective Services Manager or Animal Control Officer revokes an Over-Limit Permit, no refund of the Over-Limit Permit application fee shall be made.

5.0 DOG AND CAT LICENSING REQUIREMENTS

- 5.1 No person shall own or keep any Dog or Cat within the Town unless such Dog or Cat is licensed as provided in this Bylaw.
 - 5.1.1 The holder of a Dog or Cat license must be eighteen (18) years of age or older;
 - 5.1.2 The Owner of a Dog or Cat shall ensure that his/her Dog or Cat wears the current tag purchased for that Dog or Cat, when the Dog or Cat is off the Property of the Owner;
 - 5.1.3 The Owner of a Dog or Cat shall obtain a license for such Dog or Cat at such times and in the manner as specified in subsections 5.1.4 and 8.1; and
 - 5.1.4 The Owner of a Dog or Cat shall:
 - a) Subject to the provisions of subsection 5.1.4(c), obtain a license for such Dog or Cat immediately upon the Dog or Cat becoming four (4) months of age,

- b) Obtain a licence on the first day on which the Protective Services Department is open for business after he/she becomes Owner of the Dog or Cat, and
- c) Obtain a licence for a Dog or Cat notwithstanding that it is under the age of four (4) months, where the Dog or Cat is found At-Large.

6.0 DANGEROUS ANIMAL LICENSING

6.1 No person shall own or keep any Dangerous Animal within the Town unless such Animal is licensed as provided in this Bylaw:

- 6.1.1 The holder of a Dangerous Animal license must be eighteen (18) years of age or older;
- 6.1.2 The Owner of a Dangerous Animal shall ensure that his/her Animal wears the current tag purchased for that Animal when the Animal is off the Property of the Owner;
- 6.1.3 The Owner of a Dangerous Animal shall obtain an annual licence for such Dangerous Animal at such times and in the manner as specified in subsections 6.1.4 and 7.1 and shall pay an annual fee as set out in Schedule "A" of this Bylaw; and
- 6.1.4 The Owner of a Dangerous Animal shall:
 - a) Obtain a licence for such Dangerous Animal on the first day on which the Protective Services Department is open for business after the Animal has been declared as Dangerous,
 - b) Obtain a licence on the first day on which the Protective Services Department is open for business after he/she becomes Owner of the Dangerous Animal, and
 - c) Subject to the provisions of subsection 6.1.4(a), obtain an annual licence for the Dangerous Animal no later than the first day on which the Protective Services Department is open each year.

7.0 LICENSING INFORMATION

7.1 When applying for a licence under this Bylaw, the Owner shall provide the following:

- 7.1.1 A description of the Cat, Dog, or Dangerous Animal including breed, name, gender and age, and whether or not it has been declared a Nuisance Animal;
- 7.1.2 The name, address and telephone number of the Owner;
- 7.1.3 Where the Owner is a corporate body, the name, address and telephone number of the natural person responsible for the Cat, Dog, or Dangerous Animal;
- 7.1.4 Information establishing whether the Cat, Dog, or Dangerous Animal, is neutered or spayed;
- 7.1.5 Any other information an Animal Control Officer may require; and
- 7.1.6 The licence fee for each Cat, Dog, Dangerous Animal or Nuisance Animal, as set out in Schedule "A" of this Bylaw.

7.2 No person shall give false information when applying for a licence pursuant to this Bylaw.

7.3 An Owner shall forthwith notify the Protective Services Department of any change with respect to any information provided in an application for a licence under this Bylaw.

8.0 REPLACEMENT OF LOST TAG

8.1 Upon losing a tag, an Owner of a licensed Animal shall request a new tag from the Protective Services Department according to the fee set out in Schedule "A" of this Bylaw upon the production of Government-Issued Identification.

9.0 NON-TRANSFERABLE

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

10.0 NO REBATE

10.1 No person shall be entitled to a licence rebate under this Bylaw.

11.0 UNCERTIFIED CHEQUES

11.1 Where a licence required pursuant to this bylaw has been paid for by the tender of an uncertified cheque, the licence:

- 11.1.1 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
- 11.1.2 Is automatically revoked if the cheque is not accepted and cashed by the bank on which it is issued.

12.0 SERVICE DOGS

12.1 Where the Protective Services Manager is satisfied that a disabled person is the Owner of a Dog trained and used to assist such disabled person and can provide identification and certification for the service Dog team, there shall be no fee payable by the Owner for a licence. As per the *Alberta Service Dogs Act*, a qualified service Dog team has the right to access public spaces and has the right to go anywhere the public may go. This does not apply to non-public areas such as food preparation areas, sterile hospital rooms or restricted access areas. If other persons are present who are allergic to Dogs, afraid of Dogs, or avoid Dogs for religious reasons, the rights of both parties must be taken into account.

13.0 ANIMALS AT LARGE

13.1 The Owner of an Animal shall ensure that such Animal is not At Large. Animals must always remain on a Permitted Leash in Town limits except when on the private Property of the Owner or in "Off-Leash Areas" as described in section 14.

14.0 DOGS IN OFF-LEASH AREAS

14.1 Notwithstanding section 13.1, an Owner of a Dog is not required to have the Dog on a Permitted Leash in any area which has been designated as an "Off-Leash Area" by the Town.

- 14.1.1 The Owner of a Dog in an "Off-Leash Area" shall ensure that such Dog is under Control at all times;

14.1.2 An Animal Control Officer may:

- a) Order that a Dog be put on a Permitted Leash, and/or
- b) Order that a Dog be removed from an Off-Leash Area;

14.1.3 Whether a Dog is under Control shall be determined by an Animal Control Officer in accordance with any or all of the following criteria:

- a) Whether the Dog is at such a distance from its Owner so as to be incapable of responding to voice, sound or sight commands,
- b) Whether the Dog has responded to voice, sound or sight commands from the Owner,
- c) Whether the Dog has bitten, Attacked, or done any act that injures a person or another Animal,
- d) Whether the Dog chased or otherwise threatened a person, and
- e) Whether the Dog caused damage to Property;

14.1.4 An Owner who fails to immediately to restrain a Dog on a Permitted Leash and/or remove a Dog from the Off-Leash Area upon being directed to do so by an Animal Control Officer or upon a Dog engaging in any of the following activities listed in section 20.1 is guilty of an offence; and

14.1.5 Nothing in this section relieves a person from complying with any other provisions of this Bylaw.

15.0 ANIMALS PROHIBITED IN OFF-LEASH AREAS

15.1 No Owner of a Dangerous Animal shall permit the Animal to be in an Off-Leash Area at any time.

15.2 No person shall allow an Animal other than a Dog to enter into or remain in an area that has been designated by the Town as an "Off-Leash Area."

16.0 DOGS IN PROHIBITED AREAS

16.1 The Owner of a Dog shall ensure that such Dog does not enter or remain:

16.1.1 Within five (5) meters of a Spray Park or Sports Field;

16.1.2 Within five (5) meters of a Wading or Swimming Area;

16.1.3 Within five (5) meters of a Play Structure

16.1.4 In a Park or a Pathway which has been designated by the Town as an area where Dogs are prohibited; or

16.1.6 Any other area where Dogs are prohibited by posted signs.

16.2 Dogs permitted on Pathways:

16.2.1 Notwithstanding subsection 16.1, the Owner of a Dog may allow such Dog to pass along or across a Pathway, including a Pathway that runs through an area designated as an Off-Leash Area, only if such Dog:

- a) Is Secured by a Permitted Leash,
- b) Remains on the right-hand side of the Pathway at all times unless moving around other Pathway users, and
- c) Remains under the Owner's Control at all times ensuring that the Dog does not interfere with or obstruct any other Pathway user.

16.3 Dogs shall not obstruct Pathway:

16.3.1 Notwithstanding subsection 16.2.1(a), in an Off-Leash Area that has been designated by the Town as an area where Dogs are not required to be leashed on Pathways, every Owner of a Dog shall ensure that such Dog does not sit or stand on a Pathway or otherwise obstruct or interfere with users of the Pathway.

17.0 UNATTENDED ANIMALS

17.1 The Owner of an Animal shall ensure that such Animal shall not be left unattended while tethered or tied on premises where the public access will be impeded, whether the access is express or implied, while considering the well-being of the Animal.

17.2 The Owner of an Animal left unattended in a motor vehicle shall ensure that:

- 17.2.1 The Animal is restrained in a manner that prevents contact between the Animal and any member of the public;
- 17.2.2 The Animal has suitable ventilation; and
- 17.2.3 The Animal is not left unattended in a motor vehicle if the weather conditions are not suitable for containment of an Animal.

18.0 SECURING ANIMALS IN VEHICLES

18.1 No person shall allow an Animal to be outside of the passenger cab of a motor vehicle on a Roadway, regardless of whether the motor vehicle is moving or parked, unless the Animal is riding in the back of a pickup truck or flat bed truck as follows:

- 18.1.1 In a fully enclosed trailer;
- 18.1.2 In a topper enclosing the bed area of a truck;
- 18.1.3 Contained in a ventilated crate or similar device Securely fastened to the bed of the truck; or
- 18.1.4 Securely tethered in such a manner that it is not standing on bare metal, cannot jump or be thrown from the vehicle, is not in danger of strangulation, and cannot reach beyond the outside edges of the vehicle.

19.0 ANIMALS SUSPECTED OF HAVING RABIES

19.1 An Owner of an Animal suspected of having rabies shall immediately report the matter to the Canadian Food Inspection Agency or to the Protective Services Manager or Animal Control Officer.

19.2 An Owner of an Animal suspected of having rabies shall confine or isolate the Animal, in such a manner as directed by the Protective Services Manager, Animal Control Officer or other applicable authority, so as to prevent further spread of the disease.

19.3 An Owner of an Animal suspected of having rabies shall keep the Animal confined for not less than ten (10) days at the cost of the Owner.

20.0 NUISANCE ANIMALS

20.1 The Protective Services Manager may declare an Animal to be a Nuisance Animal if the Animal:

- 20.1.1 Chases a person or other Animal;
- 20.1.2 Injures a person or other Animal;
- 20.1.3 Bites a person or other Animal;
- 20.1.4 Attacks a person or other Animal;
- 20.1.5 Bites or chases any vehicle or transportation vessel;
- 20.1.6 Excessively barks, howls or otherwise disturbs any person;
- 20.1.7 Causes damage to Property or another Animal;
- 20.1.8 Defecates on private or public Property and such feces is not removed immediately by the Owner;
- 20.1.9 Is off the Property of the Owner and not under immediate Control of the Owner; or
- 20.1.10 Upsets waste receptacles or scatters that contents thereof on any public or private Property.

20.2 The declaration of an Animal as a Nuisance Animal shall be reviewed annually by the Protective Services Manager.

20.3 Animal Control Officers do not actively trap or catch Nuisance Animals, however a Live Trap may be issued to residents having issues with Nuisance Animals which are Cats. See Schedule "G" for Cat Trap Release Form.

21.0 REMOVING EXCREMENT

- 21.1 If an Animal defecates on any public or private Property other than the Property of its Owner, the Owner shall remove such feces immediately.
- 21.2 If an Animal is on any public or private Property other than the Property of its Owner, the Owner shall have in his/her possession a suitable means of facilitating the removal of the Animal's feces.
- 21.3 A Property owner is responsible for removing feces from his/her Property in a timely fashion so that it does not become a nuisance to Surrounding Properties or neighbours.

22.0 NOISE

22.1 The Owner of an Animal shall ensure that such Animal shall not excessively bark, howl, or otherwise make or cause a noise or noises which unreasonably interfere with the use and enjoyment of another person's Property or a public space.

23.0 SCATTERING GARBAGE

23.1 The Owner of an Animal shall ensure that such Animal shall not upset any waste receptacles or scatter the contents thereof either in or about a street, lane, or other public Property or in or about Property not belonging to or in the possession of the Owner of the Animal.

24.0 THREATENING BEHAVIOURS

24.1 The Owner of an Animal shall ensure that such Animal shall not:

- 24.1.1 Bite or chase people, Animals, bicycles, or automobiles/other vehicles;
- 24.1.2 Chase or otherwise threaten a person or persons, whether on the Property of the Owner or not, unless the person chased or threatened is a trespasser on the Property of the Owner;
- 24.1.3 Cause damage to others' Property whether on the Property of the Owner or not;
- 24.1.4 Do any act that injures a person or persons whether on the Property of the Owner or not;
- 24.1.5 Bite a person or persons, whether on the Property of the Owner or not;
- 24.1.6 Attack a person or persons, whether on the Property of the Owner or not;
- 24.1.7 Attack a person or persons, whether on the Property of the Owner or not, causing severe physical injury; or
- 24.1.8 Cause death to another Animal or person.

24.2 No Owner or person shall use or direct an Animal to Attack, chase, harass or threaten a person or Animal.

25.0 LIVESTOCK AND EXOTIC ANIMALS

25.1 Except in a Park or parts of a Park which have been designated for horseback riding by the Town, no person shall allow a horse owned or Controlled by him/herself to be in a Park or in Town other than on private Property in accordance with an approval from the Town.

25.2 No person shall keep Livestock or Exotic Animals within the Town except within those areas in which the same are expressly allowed to be kept in accordance with approvals by the Town.

25.3 Any person wishing to obtain a permit to keep Livestock or Exotic Animals must complete an application as attached as Schedule "I" to this Bylaw and submit the completed application form together with the fee, see Schedule "A," to the Town's Protective Services Department. The Livestock / Exotic Animal Permit must be approved prior to the purchase of the Livestock or Exotic Animal.

25.4 As part of the application process, anyone wishing to obtain a Livestock Exotic Animal Permit shall obtain written consent from the registered owners of all Adjacent and Surrounding Properties at the time of making the application. The Protective Services Department may request additional consent from additional Property owners at their discretion. Upon receipt of a completed Livestock / Exotic Animal Permit application form, the Protective Services Manager or Animal Control Officer shall consider the application, and may, in his/her sole and absolute discretion:

- 25.4.1 Refuse to grant a Livestock / Exotic Animal Permit;
- 25.4.2 Grant a Livestock / Exotic Animal Permit; or
- 25.4.3 Grant a Livestock / Exotic Animal Permit upon such additional terms and conditions as deemed appropriate.

- 25.5 A Livestock / Exotic Animal Permit shall not be transferrable.
- 25.6 The Protective Services Manager or Animal Control Officer may revoke a Livestock / Exotic Animal Permit if:
 - 25.6.1 The Town receives bona fide complaints from two (2) or more Property owners Adjacent to or Surrounding the Livestock / Exotic Animal Permit holder's residence;
 - 25.6.2 The permit holder shelters Animals in excess of the number permitted by the Livestock / Exotic Animal Permit; or
 - 25.6.3 The permit holder is guilty of an offence pursuant to the Town of Hinton Animal Control Bylaw.
- 25.7 If the Protective Services Manager or Animal Control Officer revokes a Livestock / Exotic Animal Permit, no refund of the Livestock / Exotic Animal Permit application fee shall be made.

26.0 HEARINGS & ORDERS FOR DANGEROUS DOGS

- 26.1 The Protective Services Manager may declare an Animal to be a Dangerous Animal if, in his/her opinion, taking into consideration the Dr. Ian Dunbar Bite Scale (Schedule "H"), the number of offences and type(s) of Animal Attacks attributable to the Animal, and if, in the opinion of the Protective Services Manager, the Animal is likely to cause serious damage or injury, taking into account the following factors:
 - 26.1.1 Whether the Animal has chased any person or Animal;
 - 26.1.2 Whether the Animal has attempted to Bite, or has Bitten any person or Animal;
 - 26.1.3 Whether the Animal has wounded, Attacked, injured or killed any person or Animal;
 - 26.1.4 Whether the Animal threatens public safety;
 - 26.1.5 The circumstances surrounding any previous biting, Attacking, or wounding incidents; and
 - 26.1.6 Whether the Animal, when unprovoked, has shown a tendency to pursue, chase or approach in a menacing fashion, persons upon the street, sidewalk or any public or private Property.
- 26.2 Where an Animal is declared to be a Dangerous Animal pursuant to the provisions of this Bylaw, the Owner shall be given written notice of such determination by mail to the address indicated on the license within fifteen (15) days of the determination and shall comply with sections 6, 27, 28, 29, 30, 31, 32 and 33 of this Bylaw.
- 26.3 A Dangerous Animal declaration pursuant to this Bylaw continues to apply if the Animal is sold, given or transferred to a new Owner.
- 26.4 An Owner of an Animal declared to be a Dangerous Animal by the Protective Services Manager may appeal such declaration to the Town's Chief Administrative Officer in writing within seven (7) days of receiving notice of such declaration. The Town's Chief Administrative Officer shall cause the matter to be reviewed as soon as practicable and make a final determination and such determination shall be final and binding and not subject to further appeal under this Bylaw.

27.0 DANGEROUS ANIMAL REGULATIONS

27.1 Prior to a Dangerous Animal license being issued, the Owner of a Dangerous Animal shall within ten (10) business days after the Animal has been declared Dangerous:

- 27.1.1 Have a licensed veterinarian tattoo or implant an electronic identification microchip in the Animal;
- 27.1.2 Provide the information contained on the tattoo or in the microchip to the Protective Services Manager;
- 27.1.3 If the Animal is in an unaltered state, have the Animal neutered or spayed; and
- 27.1.4 Provide the Protective Services Department with proof that one million dollars (\$1,000,000) liability insurance has been obtained.

27.2 The Owner of a Dangerous Animal shall:

- 27.2.1 Notify the Protective Services Manager should the Animal be sold, gifted, or transferred to another person or die;
- 27.2.2 Remain liable for the actions of the Animal until formal notification of sale, gift or transfer is given to the Protective Services Manager; and
- 27.2.3 Ensure that there is no more than one (1) Dangerous Animal per dwelling.

28.0 DANGEROUS ANIMAL CONTROL

28.1 The Owner of a Dangerous Animal shall ensure that such Animal does not:

- 28.1.1 Chase a person or other Animal;
- 28.1.2 Injure a person or other Animal;
- 28.1.3 Bite a person or other Animal;
- 28.1.4 Attack a person or other Animal; or
- 28.1.5 Cause death to a person or other Animal.

28.2 The Owner of a Dangerous Animal shall ensure that such Animal does not damage or destroy public or private Property.

28.3 The Owner of a Dangerous Animal shall ensure that such Animal is not At Large.

28.4 The Owner of a Dangerous Animal shall immediately notify the Protective Services Department if the Animal is At Large.

28.5 The Owner of a Dangerous Animal shall ensure that such Animal does not, whether leashed or not, enter or remain in or on at any time School Grounds, a Playground or Cemetery.

29.0 DANGEROUS ANIMAL CARE

29.1 The Owner of a Dangerous Animal shall ensure that when such Animal is on the Property of the Owner such Animal is:

- 29.1.1 Confined indoors; or

29.1.2 When such Animal is outdoors such Animal is:

- a) In a locked pen or other structure, constructed pursuant to section 30 in order to prevent the escape of the Dangerous Animal and capable of preventing the entry of any person not in Control of the Animal, or
- b) Securely Muzzled, and under the Control of a person over the age of eighteen (18) years by means of a Permitted Leash for a Dangerous Animal not exceeding one (1) metre in length in a manner that prevents the Animal from chasing, injuring or biting other Animals or people as well as preventing damage to public or private Property.

29.2 The Owner of a Dangerous Animal shall ensure that at all times, when off the Property of the Owner, such Animal is Securely:

29.2.1 Muzzled;

29.2.2 Harnessed or leashed on a Permitted Leash for a Dangerous Animal (the length of which shall not exceed one (1) metre in a manner that prevents the Dangerous Animal from chasing, injuring or biting other Animals or people as well as preventing damage to public or private Property;

29.2.3 Under the Control of a person over the age of eighteen (18) years; and

29.2.4 Not left unattended when tethered.

30.0 DANGEROUS ANIMAL STRUCTURE

30.1 The Owner of a Dangerous Animal shall ensure that the locked pen or other structure, as required as per section 29.1.2(a), shall:

30.1.1 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;

30.1.2 Provide the Dangerous Animal with shelter from the elements;

30.1.3 Be of the minimum dimensions of one and one-half (1.5) metres by three (3) metres and be a minimum one and one-half (1.5) metres in height;

30.1.4 Not be within one (1) metre of the Property line or within five (5) metres of a neighbouring dwelling unit; and

30.1.5 Be contained within a backyard with a fence of no less than two (2) metres in height.

30.2 The Owner of a Dangerous Animal shall, within ten (10) days of the date of the order declaring the Animal to be a Dangerous Animal, display a sign on his/her premises warning of the presence of the Animal in the form illustrated in Schedule "F" as follows:

30.2.1 The sign shall be placed at each entrance to the premises where the Animal is kept and on the pen or other structure in which the Animal is confined; and

30.2.2 The sign shall be posted to be clearly visible and capable of being seen by any person accessing the premises from the front and rear of the Property.

30.3 The Property where the Dangerous Animal resides will be inspected by a Peace Officer prior to approval of license and at any time after as required.

31.0 SEIZURE

31.1 An Animal Control Officer may capture and impound any Animal or Dangerous Animal:

- 31.1.1 Found At Large;
- 31.1.2 That is in violation of this Bylaw; or
- 31.1.3 That is required to be impounded pursuant to the provisions of any Statute of Canada or of the Province of Alberta, or any Regulation made thereunder.

32.0 NOTIFICATION & SURRENDER

32.1 A person who takes Control of any stray Dog, Cat, or Dangerous Animal shall forthwith notify the Protective Services Manager or an Animal Control Officer and provide any required information.

32.2 A person who takes Control of any stray Dog, Cat, or Dangerous Animal shall forthwith surrender the Animal to the Animal Services Centre or an Animal Control Officer.

33.0 OBSTRUCTION AND INTERFERENCE

33.1 No person, whether or not that person is the Owner of an Animal or Dangerous Animal which is being or has been pursued or captured shall:

- 33.1.1 Interfere with or attempt to obstruct an Animal Control Officer who is attempting to capture or who has captured an Animal which is subject to impoundment or seizure;
- 33.1.2 Open the vehicle in which Animals have been captured for impoundment or seizure; or
- 33.1.3 Remove, or attempt to remove, any Animal from the possession of an Animal Control Officer.

33.2 No person shall:

- 33.2.1 Untie, loosen or otherwise free an Animal which has been tied or otherwise restrained;
- 33.2.2 Negligently or willfully open a gate, door or other opening in a fence or enclosure in which an Animal has been confined and thereby allow an Animal to be At Large in the Town;
- 33.2.3 Entice an Animal to be At Large;
- 33.2.4 Tease an Animal caught in an enclosed space;
- 33.2.5 Throw or poke any object into an enclosed space when an Animal is caught or confined therein.

34.0 RECLAIMING

34.1 The Owner of any impounded Animal or Dangerous Animal may reclaim the Animal or Dangerous Animal by:

- 34.1.1 Paying to the Protective Services Department the costs of impoundment as set out in Schedule "B" to this Bylaw; and

34.1.2 Where a licence is required under this Bylaw, obtaining the licence for such Animal or Dangerous Animal if one has not already been obtained.

34.3 Where an Animal or Dangerous Animal is claimed, the Owner shall provide proof of ownership of the Animal.

34.4 The Owner of an Animal or Dangerous Animal who has been found not guilty of committing an offence under this Bylaw may request the return of any fees paid by him/her for reclaiming his/her Animal.

35.0 INSPECTIONS

35.1 Subject to the entry notice provisions of the *Municipal Government Act*, R.S.A. 2000 c.M-26, a designated officer of the Town, bearing proper identification, may enter a premise 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.

35.2 No Person shall interfere with or attempt to obstruct an Animal Control Officer who is attempting to conduct an inspection.

36.0 AUTHORITY OF ANIMAL CONTROL OFFICER OR PROTECTIVE SERVICES MANAGER

36.1 The Protective Services Manager or Animal Control Officer may:

- 36.1.1 Receive Animals into protective care pursuant to fire, flood, or other reasons;
- 36.1.2 Retain the Animals temporarily;
- 36.1.3 Charge the Owner fees pursuant to Schedule "B" for costs of impoundment; and
- 36.1.4 At the end of the protective care period, if no other arrangements are made between the Owner and the Protective Services Manager or Animal Control Officer, treat such Animals as impounded Animals.

36.2 The Protective Services Manager or Animal Control Officer may offer for sale, euthanize, or otherwise dispose of all unclaimed Animals which have been received at the Town of Hinton Animal Services Centre or Hinton & District SPCA.

36.3 The Protective Services Manager or Animal Control Officer shall not sell, euthanize, or otherwise dispose of an impounded Animal or Dangerous Animal until an Animal is retained in the Town of Hinton Animal Services Centre or Hinton & District SPCA for a period of three (3) business days or as per the Animal Protection Act.

36.4 The Protective Services Manager or Animal Control Officer may confine all Animals seized for violation of this Bylaw subject to the Owner's right to redeem that Animal within three (3) business days from the time of seizure upon paying the fees pursuant to Schedule "B" for costs of impoundment. Any Animal not redeemed within the time specified herein may be sold, destroyed, adopted, or otherwise disposed of.

36.4 The Protective Services Manager or Animal Control Officer may retain an Animal for a longer period or otherwise dispose of an Animal, including by euthanasia, if in his/her opinion the circumstances warrant it, or if he/she has reasonable grounds to believe that the Animal is a continued danger to persons, Animals, or Property.

37.0 REQUIRE SPAY/NEUTER

37.1 The Protective Services Manager or Animal Control Officer may, before selling an unclaimed Animal, require that the Animal be spayed or neutered.

38.0 FEE FOR EUTHANIZING

38.1 When the Protective Services Manager or Animal Control Officer agrees to euthanize an Animal, the Owner shall pay the fee as set out in Schedule "B" of this Bylaw.

39.0 FULL RIGHT AND TITLE

39.1 The purchaser of an Animal from the Protective Services Department pursuant to the provisions of this Bylaw shall obtain full right and title to it and the right and title of the Former Owner of the Animal shall cease thereupon.

40.0 OWNER LIABILITY

40.1 If an Animal is involved in a contravention of this Bylaw, the Owner of that Animal is guilty of an offence.

41.0 GENERAL PENALTY PROVISIONS

41.1 Every Owner of an Animal who contravenes any of the provisions of this Bylaw is guilty of an offence.

41.2 Any person who is convicted of an offence pursuant to this Bylaw is liable on summary conviction for a fine not exceeding ten thousand dollars (\$10,000.00), and in default of payment of any fine imposed, for imprisonment for not more than six (6) months.

42.0 VIOLATION TAGS, TICKETS & PENALTIES

42.1 Where an Animal Control Officer believes that a person has contravened any provision of this Bylaw, he/she may commence proceedings by issuing a summons by means of a Violation Tag or ticket, in accordance with the *Provincial Offences Procedure Act*, R.S.A. 2000, c.P-34.

42.2 The specified penalty payable in respect of a contravention of a provision of this Bylaw is the amount shown in Schedules "D" and "E" in respect of that provision.

42.3 The minimum penalty payable in respect of a contravention of a provision of this Bylaw is the amount shown in Schedule "D" and "E" in respect of that provision.

42.4 Notwithstanding subsection 42.2:

42.4.1 Where any person has been convicted of a contravention of the same provision of this Bylaw twice within one twelve-month period, the specified penalty payable in respect of the second conviction is double the amount shown in Schedule "D" and Schedule "E" of this Bylaw in respect of that provision; and

42.4.2 Where any person has been convicted of a contravention of the same provision of this Bylaw three or more times within one twelve-month period, the specified penalty payable in respect of the third or subsequent conviction is triple the amount shown in Schedule "D" and Schedule "E" of this Bylaw in respect of that provision.

42.5 Notwithstanding subsection 42.3:

42.5.1 Where any person has been convicted of a contravention of the same provision of this Bylaw twice within one twelve-month period, the minimum penalty payable in respect of the second conviction is double the amount shown in Schedule "D" and Schedule "E" of this Bylaw in respect of that provision; and

42.5.2 Where any person has been convicted of a contravention of the same provision of this Bylaw three or more times within one twelve-month period, the minimum penalty payable in respect of the third or subsequent conviction is triple the amount shown in Schedule "D" and Schedule "E" of this Bylaw in respect of that provision.

42.6 Notwithstanding subsections 42.2 and 42.4, if an Animal has been declared to be a Nuisance Animal, and where, subsequent to the declaration, any person is convicted of a contravention of any provision of this Bylaw in respect of that Animal, the specified penalty payable in respect of the conviction is double the amount shown in Schedule "D" and Schedule "E" of this Bylaw in respect of that provision.

42.7 Notwithstanding subsections 42.3 and 42.5, if an Animal has been declared to be a Nuisance Animal, and where, subsequent to the declaration, any person is convicted of a contravention of any provision of this Bylaw in respect of that Animal, the minimum penalty payable in respect of the conviction is double the amount shown in Schedule "D" and Schedule "E" of this Bylaw in respect of that provision.

43.0 CONTINUING OFFENCES

43.1 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 and any person guilty of such an offence is liable to a fine in an amount not less than that established by this Bylaw for each such day.

44.0 LIABILITY FOR FEES

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

45.0 PROOF OF LICENCE

45.1 The onus of proving a person has a valid and subsisting licence is on the person alleging the licence exists.

45.2 The onus of proving the age of an Animal is on the person alleging the age.

46.0 CERTIFIED COPY OF RECORDS

46.1 A copy of a record of the Town, certified by the Protective Services Manager 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.

47.0 VALIDITY OF EXISTING LICENCES

47.1 An existing licence issued under Animal Control Bylaw 1021 remains valid until the term of such licence expires.

48.0 DEFINITIONS

In this Bylaw, the terms below are defined as follows, unless the context otherwise requires.

48.1 **Adjacent:** next to, adjoining or next-door.

48.2 **Animal:** Any domesticated animal.

48.3 **Animal Control Officer:** a person appointed as such by the Town of Hinton to enforce the provisions of this Bylaw; also means any Peace Officer, Community Peace Officer, Bylaw Enforcement Officer or RCMP Officer.

48.4 **Animal Services Centre:** the Town facility established for the holding of impounded Animals as set out in this Bylaw.

48.5 **At Large:** when an Animal is at any place other than the Owner's Property and is not restrained by a Permitted Leash which is Securely held by a competent and physically capable Owner, unless the Animal is otherwise permitted by this Bylaw.

48.6 **Attack:** an assault resulting in bleeding, bone breakage, sprains, serious bruising, or other injuries.

48.7 **Bite:** wound to the skin causing it to bruise, redden, puncture, or break.

48.8 **Cat:** any member of domestic feline species.

48.9 **Cemetery:** land within the Town managed and controlled by the Town that is set apart or used as a place for the burial of dead human bodies or other human remains or in which dead human bodies or other human remains are buried.

48.10 **Chief Administrative Officer:** the person designated by Council as the chief administrative officer of the Town or that person's designate.

48.11 **Control:** Animal returns immediately to the side of the Owner in response to verbal command or physical gesture.

48.12 **Dangerous Animal:** any Animal, whatever its age, whether on public or private Property, that has:

- 48.12.1 Chased, injured or bitten any other Animal or human;
- 48.12.2 Damaged or destroyed any public or private Property;
- 48.12.3 Threatened or created the reasonable apprehension of a threat to a human; or
- 48.12.4 Been previously determined to be a Dangerous Animal under this Bylaw.

48.13 **Dog:** any member of domestic canine species.

48.14 **Exotic Animal:** an animal not indigenous to the area, such as reptiles including small snakes, lizards, turtles, tortoises, and insects and bees.

48.15 **Former Owner:** the person who, at the time of impoundment, was the Owner of an Animal which has subsequently been sold or destroyed.

48.16 **Fowl:** domesticated chicken kept for its eggs or as a household pet.

48.17 **Justice:** as defined in the *Provincial Offences Procedure Act*, R.S.A. 2000, c.P-34, as amended or replaced from time to time.

48.18 **Kennel:** a dwelling shelter, room or place housing or keeping of three (3) or more Animals over the age of four (4) months but does not include an Animal Services Centre. A Kennel:

- 48.18.1 May be permitted on residential Property as per the Town of Hinton Land Use Bylaw; and
- 48.18.2 Shall not be operated so as to, in the opinion of the Animal Control Officer, cause a nuisance to neighbours.

48.19 **Live Trap:** a device used to humanely and safely capture domestic Animals found to be in contravention of this bylaw.

48.20 **Livestock:** includes, but is not limited to:

- 48.20.1 A horse, mule, ass, swine, any domesticated pig (such as but not limited to pot-bellied pigs or tea-cup pigs), emu, ostrich, camel, llama, alpaca, sheep or goat;
- 48.20.2 Domestically-reared or kept deer, reindeer, moose, elk, or bison;
- 48.20.3 Farm-bred fur-bearing Animals including foxes or mink;
- 48.20.4 Animals of the bovine species;
- 48.20.5 Turkeys, ducks, geese, roosters or pheasants; and
- 48.20.6 All other Animals that are kept for agricultural purposes, not including Cats, Dogs, chickens, or other domesticated household pets.

48.21 **Muzzle:** a device of sufficient strength placed over an Animal's mouth to prevent it from biting.

48.22 **Nuisance Animal:** an Animal declared to be a Nuisance Animal by the Protective Services Manager in accordance with section 20.

48.23 **Off-Leash Area:** area that is designated by the Town where Dogs are not required to be on a leash. Owners use this area at their own risk.

48.24 **Over-Limit Permit:** a permit, in the form attached as Schedule "C" to this Bylaw, issued to an Owner pursuant to section 4 of this Bylaw permitting the Owner to keep or harbour on land or premises, Animals in excess of the number permitted pursuant to this Bylaw. This Permit is intended for use by Animal Owners who have more than the permitted number of Animals at the time of the writing of this bylaw as well as new residents to Hinton.

48.25 **Owner:** any natural person or corporate body, or his/her designate:

- 48.25.1 Who is the licensed Owner of the Animal;
- 48.25.2 Who has legal title to the Animal;
- 48.25.3 Who has possession or custody of the Animal, either temporarily or permanently;
- 48.25.4 Who harbours or feeds the Animal, or allows the Animal to remain on his/her premises; or
- 48.25.5 Is the person having the powers and authority of ownership over a Property or is the registered owner of the Property under the *Land Titles Act* where the Animal resides or is harboured.

48.26 **Pathway:** a multi-purpose thoroughfare controlled by the Town and set aside for use by pedestrians, cyclists and persons using wheeled conveyances, which is improved by asphalt, concrete or brick, whether or not it is located in a Park, and includes any bridge or structure with which it is contiguous.

48.27 **Permitted Leash:** a chain or other material no more than two (2) metres in length capable of being attached to and restraining the Animal on which it is being used.

48.28 **Permitted Leash for a Dangerous Animal:** a chain or other material no more than one (1) metre in length capable of being attached to and restraining the Animal on which it is being used.

48.29 **Playground:** land within the Town controlled by the Town upon which apparatus such as swings and slides are placed.

48.30 **Property:** lands, buildings, premises or structures.

48.31 **Protective Services Manager:** supervisor of the Protective Services Department as appointed by the Chief Administrative Officer of the Town or that person's Designate.

48.32 **Provincial Court:** The Provincial Court of Alberta.

48.33 **Roadway:** any street or highway, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles.

48.34 **School Ground:** the area of land Adjacent to a school and that is Property owned or occupied by the school board.

48.35 **Secure:** firmly fixed or attached so that it cannot be moved, become loose, or be lost.

48.36 **Severe Injury:** any injury resulting in a broken bone(s), disfiguring lacerations, sutures, cosmetic surgery or any other injury as determined to be severe by a Court upon hearing the evidence.

48.37 **Sports Field:** land within the Town and controlled by The Town which is set apart and used for the playing of a sport including baseball diamonds, field hockey or cricket pitches, and rugby, soccer or football fields.

48.38 **Surrounding Property:** Properties Adjacent to, nearby or across the street.

48.39 **Town:** the Town of Hinton, Alberta.

48.40 **Violation Tag:** a tag or similar document used by the Town, pursuant to the *Municipal Government Act* and the regulations thereunder.

48.41 **Violation Ticket:** a ticket issued pursuant to the *Provincial Offences Procedure Act* and the regulations thereunder.

48.42 **Wading or Swimming Area:** any area designated as an outdoor wading or swimming area. This shall include any decks surrounding such facility and shall include that area within twenty (20) metres in all directions of the outside dimensions of such facility unless the Park boundary is a lesser distance.

EFFECTIVE DATE

This Bylaw comes into force on the day it is passed.

Animal Control Bylaw 1021 and amendments thereto are hereby rescinded.

READ A FIRST TIME THIS 11th DAY OF SEPTEMBER, 2018.

READ A SECOND TIME, AS AMENDED, THIS 18th DAY OF SEPTEMBER, 2018.

READ A THIRD TIME THIS 2nd DAY OF OCTOBER, 2018.


MAYOR


DIRECTOR OF CORPORATE SERVICES

SCHEDULE "A"

LICENCE FEES

Male or Female Dogs – including tag	\$25.00 Annually or \$75.00 for Three (3) Years or \$250.00 for the Lifetime of the Dog For each Dog
Male or Female Cats – including tag	\$15.00 Annually or \$45.00 for Three (3) Years or \$150.00 for the Lifetime of the Cat For each Cat
Dangerous Animal Licence Fee	\$275.00 Annually Includes Dangerous Animal Sign
Nuisance Animal Licence Fee	\$110.00 Annually
Replacement Tag	\$5.00
Over-Limit Permit Per Animal – One Time Fee	\$100.00 for the lifetime of the Animal
Livestock / Exotic Animal Permit – One Time Fee	\$100.00 for the lifetime of the Animal

SCHEDULE "B"

**AMOUNT(S) TO BE PAID TO THE TOWN OF HINTON OR THE SPCA BY OWNER
OF ANIMAL IN ORDER TO RECLAIM OR DESTROY AN ANIMAL**

Dog Impoundment Fees	\$40.00 per day
Cat Impoundment Fees	\$40.00 per day
Dangerous Animal Impoundment Fees	\$275.00 per day
Veterinary Fees	As Required
Destruction of Dog or Cat	Veterinary Fees

Schedule "C" Over-Limit Permit Page 1/2

Name: _____ Phone: _____

Address: _____

Current Animals:

	Breed	Name	Age
1			
2			
3			
4			
5			
6			
7			
8			

No further Over-Limit Permits will be issued to the Animal Owner following the passing of current/approved Animals.

The following additional animals are requested for this Property: **Fee Paid \$** _____

	Breed	Age
1		
2		
3		
4		

This application has not been approved for the following reason(s):

The following permit has been approved in accordance with the following conditions:

The Town of Hinton reserves the right to revoke this permit if:

- The Town of Hinton receives bona fide complaints from two (2) or more Property owners Adjacent to the Over-Limit Permit holder's residence; or
- The permit holder shelters Animals in excess of the number permitted by the Over-Limit Permit; or
- The permit holder is guilty of an offense pursuant to the Town of Hinton Animal Control Bylaw.

Applicant Signature

Permit Issuer Signature & Title

Date

Date

Schedule "C" Over-Limit Permit Page 2/2

ADJACENT & SURROUNDING PROPERTIES CONSENT FORM

I (property owner's name) _____, as the registered property owner of the following property:

Address:

Legal Description:

Lot _____ Block _____ Plan _____ Telephone # _____

Do hereby give consent for (applicant's name) _____ to apply for

_____ From the Town of Hinton.

Property Owner Signature

Date

I (property owner's name) _____, as the registered property owner of the following property:

Address:

Legal Description:

Lot _____ Block _____ Plan _____ Telephone # _____

Do hereby give consent for (applicant's name) _____ to apply for

_____ From the Town of Hinton.

Property Owner Signature

Date

SCHEDULE "D"

OFFENCE PENALTIES

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
3.1	Keep more than two Animals or Fowl species	\$100.00	\$250.00
3.3	Keep Livestock without a permit	\$100.00	\$250.00
3.3.1	Livestock not kept in a building or stable	\$100.00	\$250.00
3.3.2			
3.3.3			
3.3.4	Livestock building requirements not met	\$100.00	\$250.00
3.3.5			
3.3.6			
4.1	Failure to obtain Over-Limit-Permit	\$100.00	\$250.00
5.1	Unlicensed Dog or Cat	\$100.00	\$250.00
5.1.2	Dog or Cat not wearing tag	\$100.00	\$250.00
7.2	Give false information when applying for licence	\$250.00	\$500.00
7.3	Failure to notify change of license application information	\$100.00	\$250.00
13.1	Animal At Large	\$100.00	\$250.00
14.1.1	Dog not under Control at Off-Leash Area	\$100.00	\$250.00
14.1.4	Fail to restrain/remove Dog from Off-Leash area	\$100.00	\$250.00
15.2	Animal other than Dog in Off-Leash area	\$100.00	\$250.00
16.0	Dog in prohibited area	\$100.00	\$250.00
17.1	Leave Animal unattended while tethered in a public place and impeding public access	\$100.00	\$250.00
17.2	Animal left unattended in vehicle improperly, in unsuitable weather conditions or with unsuitable ventilation	\$250.00	\$ 500.00

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
18.1	Animal outside cab of vehicle	\$100.00	\$ 500.00
19.1	Fail to report suspected case of rabies	\$250.00	\$ 500.00
19.2	Fail to confine Animal suspected of having rabies	\$250.00	\$500.00
19.3	Fail to confine Animal suspected of having rabies for 10 days	\$250.00	\$500.00
21.1	Fail to remove Animal feces	\$150.00	\$250.00
21.2	No suitable means to remove feces	\$150.00	\$250.00
21.3	Fail to remove feces from private Property	\$100.00	\$250.00
22.1	Animal disturbing the peace	\$100.00	\$250.00
23.1	Animal scatter garbage	\$50.00	\$100.00
24.1.1 24.1.2	Bite, bark at, or chase Animals, bicycles or vehicles, chase or otherwise threaten a person	\$100.00	\$200.00
24.1.3	Cause damage to Property or other Animal	\$100.00	\$250.00
24.1.4	Animal injure a person	\$100.00	\$300.00
24.1.5	Animal Bite a person	\$200.00	\$350.00
24.1.6	Animal Attack a person	\$500.00	\$750.00
24.1.7	Animal Attack a person causing Severe Injury	\$750.00	\$1,500.00
24.1.8	Cause death to Animal	\$500.00	\$1,000.00
24.2	Direct Animal to Attack, chase, harass or threaten a person or Animal	\$500.00	\$1,000.00
25.1	Horse in prohibited area	\$100.00	\$250.00
25.2	Livestock in prohibited area	\$100.00	\$250.00
32.0	Failure to notify or surrender a stray Animal	\$100.00	\$250.00
33.1.1	Obstruct or interfere with officer	\$250.00	\$500.00

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
33.1.2	Open a vehicle in which seized Animals have been captured	\$100.00	\$500.00
33.1.3	Remove or attempt to remove impounded Animal	\$100.00	\$500.00
33.2.1	Untie, loosen, or free restrained Animal	\$100.00	\$500.00
33.2.2	Open gate, door or opening allowing Animal to be At Large	\$100.00	\$500.00
33.2.3	Entice an Animal to be At Large	\$100.00	\$500.00
33.2.4	Tease an Animal in an enclosure	\$100.00	\$500.00
33.2.5	Throw or poke at Animal in an enclosure	\$100.00	\$500.00

SCHEDULE "E"

DANGEROUS ANIMAL PENALTIES

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
6.1	Unlicensed Dangerous Animal	\$250.00	\$500.00
6.1.2	Dangerous Animal not wearing licence	\$250.00	\$500.00
15.1	Dangerous Animal in Off-Leash Area	\$1,000.00	\$1,500.00
27.1	Tattoo or microchip the Animal and provide such information to the Protective Services Manager. Provide the Protective Services Dept with proof of \$1,000,000 liability insurance. Spay or neuter the Animal	\$250.00	\$500.00
27.2.1	Fail to notify Protective Services Department of sale, gift, transfer or death of Dangerous Animal	\$250.00	\$500.00
27.2.3	Allow more than one (1) Dangerous Animal per dwelling	\$250	\$500.00
28.1	Dangerous Animal – Chase, injure, Bite or Attack a person or Animal or cause death to an Animal	\$1,500.00	\$2,000.00
28.2	Dangerous Animal – Damage or destroy Property	\$250.00	\$1,500.00
28.3	Dangerous Animal – At Large	\$500.00	\$1,000.00
28.4	Fail to notify Protective Services Department of Dangerous Animal At Large	\$250.00	\$500.00
28.5	Dangerous Animal – on School Grounds, Playground or Cemetery	\$250.00	\$500.00
29.1.1	Fail to keep Dangerous Animal confined indoors and under Control of an adult person 18 years of age or older	\$1,000.00	\$1,500.00
29.1.2	Fail to keep a Dangerous Animal confined	\$1,000.00	\$1,500.00

29.2	Fail to keep a Dangerous Animal Muzzled, harnessed or Leashed properly when off private Property	\$1,000.00	\$1,500.00
30.1	Improper pen or structure for Dangerous Animal	\$1,000.00	\$1,500.00
30.2	Fail to post Dangerous Animal sign	\$1,000.00	\$1,500.00
30.3	Property where Dangerous Animal is not approved by a Peace Officer	\$250.00	\$500.00

SCHEDULE "F"

DANGEROUS ANIMAL SIGN

Form required for a Dangerous Animal sign pursuant to the Bylaw.



SCHEDULE "G"
CAT TRAP LEASE AGREEMENT

I DO HEREBY AGREE

THAT in the event the cat trap herein is stolen or lost while leased to my name I shall pay to the Town of Hinton the full replacement cost of \$85.00 for such cat trap;

THAT should the cat trap become damaged while leased to my name I shall accept full responsibility for such damages and I agree to pay to the Town of Hinton the full cost of repairs to such damaged cat trap;

THAT the trap will be returned within five (5) days of the date of release.

THE CAT TRAP POLICY IS AS FOLLOWS:

The cat trap is only to be used during regular bylaw business hours. When a cat is trapped in the cage I shall make every effort to treat the cat humanely. The Lessee is responsible for the well-being of any Animal caught in a trap. To prevent distressing the cat we suggest covering the cage and immediately contacting Animal Control at 780-865-6009.

If the temperature is below -10 degrees Celsius OR above 15 degrees if not in a shaded area out of the sun the cat trap is not to be set up. The trap needs to be monitored on a regular basis.

NAME OF LESSEE

ADDRESS & PHONE # OF LESSEE

SIGNATURE OF LESSEE

DATE

PEACE OFFICER/ANIMAL CONTROL SIGNATURE

DATE

SCHEDULE "H"

Dr. Ian Dunbar's Dog Bite Scale (Official Authorized Version)

An assessment of the severity of biting problems based on an objective evaluation of wound pathology

Level 1. Obnoxious or aggressive behavior but no skin-contact by teeth.

Level 2. Skin-contact by teeth but no skin-puncture. However, may be skin nicks (less than one tenth of an inch deep) and slight bleeding caused by forward or lateral movement of teeth against skin, but no vertical punctures.

Level 3. One to four punctures from a single bite with no puncture deeper than half the length of the dog's canine teeth. Maybe lacerations in a single direction, caused by victim pulling hand away, owner pulling dog away, or gravity (little dog jumps, bites and drops to floor).

Level 4. One to four punctures from a single bite with at least one puncture deeper than half the length of the dog's canine teeth. May also have deep bruising around the wound (dog held on for N seconds and bore down) or lacerations in both directions (dog held on and shook its head from side to side).

Level 5. Multiple-bite incident with at least two Level 4 bites or multiple-attack incident with at least one Level 4 bite in each.

Level 6. Victim dead.

The above list concerns unpleasant behavior and so, to add perspective:

Levels 1 and 2 comprise well over 99% of dog incidents. The dog is certainly not dangerous and more likely to be fearful, rambunctious, or out of control. Wonderful prognosis. Quickly resolve the problem with basic training (control) — especially oodles of Classical Conditioning, numerous repetitive Retreat n' Treat, Come/Sit/Food Reward and Back- up/Approach/Food Reward sequences, progressive desensitization handling exercises, plus numerous bite-inhibition exercises and games. Hand feed only until resolved; do NOT waste potential food rewards by feeding from a bowl.

Level 3: Prognosis is fair to good, provided that you have owner compliance. However, treatment is both time-consuming and not without danger. Rigorous bite-inhibition exercises are essential.

Levels 4: The dog has insufficient bite inhibition and is very dangerous. Prognosis is poor because of the difficulty and danger of trying to teach bite inhibition to an adult hard-biting dog and because absolute owner-compliance is rare. Only work with the dog in exceptional circumstances, e.g., the owner is a dog professional and has sworn 100% compliance. Make sure the owner signs a form in triplicate stating that they understand and take full responsibility that: 1. The dog is a Level 4 biter and is likely to cause an equivalent amount of damage WHEN it bites again (which it most probably will) and should therefore be confined to the home at all times and only allowed contact with adult owners. 2. Whenever, children or guests visit the house, the dog should be confined to a single locked room or roofed, chain-link run with the only keys kept on a chain around the neck of each adult owner (to prevent children or guests entering the dog's confinement area.) 3. The dog is muzzled before leaving the house and only leaves the house for visits to a veterinary clinic. 4. The incidents have all been reported to the relevant authorities — animal control or police. Give the owners one copy, keep one copy for your files and give one copy to the dog's veterinarian.

Level 5 and 6: The dog is extremely dangerous and mutilates. The dog is simply not safe around people. I recommend euthanasia because the quality of life is so poor for dogs that have to live out their lives in solitary confinement.

The Association of Professional Dog Trainers

104 South Calhoun Street, Greenville, SC 29601

www.apdt.com • information@apdt.com • 1-800-PET-DOGS

Schedule "I" Livestock / Exotic Animal Permit Page 1/2

Name: _____ Phone: _____

Address: _____

Current Animals:

	Breed	Name	Age
1			
2			
3			
4			
5			
6			

The following additional Animals are requested for this Property: **Fee Paid \$** _____

	Breed	Age
1		
2		
3		
4		

This application has not been approved for the following reason(s):

The following permit has been approved in accordance with the following conditions:

The Town of Hinton reserves the right to revoke this permit if:

- The Town of Hinton receives bona fide complaints; or
- The permit holder shelters Animals in excess of the number permitted; or
- The permit holder is guilty of an offense pursuant to the Town of Hinton Animal Control Bylaw.

Applicant Signature

Permit Issuer Signature & Title

Date

Date

Schedule "I" Livestock / Exotic Animal Permit Page 2/2

ADJACENT & SURROUNDING PROPERTIES CONSENT FORM

I (property owner's name) _____, as the registered property owner of the following property:

Address:

Legal Description:

Lot _____ Block _____ Plan _____ Telephone # _____

Do hereby give consent for (applicant's name) _____ to apply for

_____ From the Town of Hinton.

I (property owner's name) _____, as the registered property owner of the following property:

Address:

Legal Description:

Lot _____ Block _____ Plan _____ Telephone # _____

Do hereby give consent for (applicant's name) _____ to apply for

_____ From the Town of Hinton.
