

CITY OF TERRACE
BYLAW NO. 2159-2019

**"A BYLAW TO PROVIDE FOR REGULATING, LICENCING, AND CONTROL OF
ANIMALS WITHIN THE CITY OF TERRACE."**

WHEREAS the Council of the City of Terrace may regulate, prohibit and impose requirements in relation to animals under the Community Charter, Section 8(3)(k) and Sections 47, 48 and 49, including bylaw enforcement and related matters in Sections 260 through 275.

NOW THEREFORE the Council of the City of Terrace in open meeting assembled enacts as follows:

1.0 DEFINITIONS – *In this Bylaw unless the context otherwise requires:*

Abandon means to leave without intent to return; to desert.

Aggressive Dog means a dog that has attacked bitten or caused injury or attempted to attack, bite or cause injury to a person or domestic animal as determined by an Animal Control Officer.

Animal shall mean any mammal, bird, reptile or insect.

Animal Control Officer shall mean the person, or persons, or company appointed from time to time by Council to ensure compliance with this Bylaw and administer the City's Animal Shelter, ensuring all functions relating thereto are undertaken.

Animal Shelter shall mean the place or places as designated by Council to provide for the care, control and destruction of animals, and should meet the standards as set down by the B.C.S.P.C.A.

Apiculture the keeping and management of the honeybee, *Apis mellifera*.

Backyard Beekeeping shall mean the keeping of up to two beehives on private property for hobby purposes.

Bees shall mean a domestic honey producing bee (from the genus *Apis* of the family *Apidae*).

Beehive shall mean a structure which houses a colony of worker-bees with a queen and drones.

Cat shall mean a domesticated animal of the feline species commonly known as the domestic house cat. It does not include wild and exotic felines except those permitted under the Controlled Alien Species Regulation. For the purposes of this bylaw does not include any cat under the age of four (4) months.

City shall mean the City of Terrace.

Commercial Kennel Business Licence means a licence issued by the Licence Inspector under the provisions of the Business Licence Bylaw of the City of Terrace for the purposes of operating a Commercial Kennel (but does not cover regular dog licences).

Commercial Kennel means a building or structure used for boarding, grooming, breeding or training of dogs and cats for commercial purposes.

Council shall mean the Council of the City of Terrace.

Dangerous Dog means a dog that:

- a. has killed or seriously injured a person,
- b. 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, or
- c. an Animal Control Officer has reasonable grounds to believe is likely to kill or seriously injure a person or domestic animal.

Dog shall mean a domesticated animal of the canine species. It does not include exotic or wild canines except those permitted under the Controlled Alien Species Regulation. For the purposes of licencing under the provision of this Bylaw excludes any dog under the age of six (6) months.

Downtown Area shall mean the area north to Davis Avenue, west to Munroe Street, south to Keith Avenue and east to the "Old Skeena Bridge".

Guide/Service Dog means a dog that is trained as a guide for a blind person or is trained to perform specific tasks to assist a person with a disability and is certified as a Guide Dog or Service Dog as per the Guide Dog and Service Dog Act.

Hen shall mean a domesticated female chicken that is at least four (4) months old.

Highway shall mean any street, road, avenue, lane, crescent, bridge, alley, viaduct, sidewalk, public parking area, boulevard or any other way open to the public or intended to be open to the public.

Hobby Dog Kennel means the keeping on a parcel of land, a maximum of five (5) dogs, for non-commercial purposes.

Hobby Dog Kennel Licence means a licence issued by the Animal Control Officer under the provisions of the Animal Control Bylaw of the City of Terrace.

Horse means any member of Equine species including horses, donkeys and mules

In Heat means a dog in its ovulatory period.

Lap Dog means an animal of the canine species that weighs less than twenty-five (25) pounds when fully grown.

Livestock means large livestock and may include small animals that are farmed such as rabbits, and other fur bearing animals.

Large Livestock includes but is not limited to cattle, sheep, goats, swine, horses, donkeys, mules, domestic ungulates or other farmed game animals.

Medical Health Officer means the Medical Health Officer as assigned by the local health authority.

Nucleus Colony shall mean a small honeybee colony created from a larger colony.

Off-Leash Dog means a dog(s) in a designated public park space without being maintained on a leash but at all times remains within visual surveillance and under the direct control and responsibility of an owner or possessor.

Off-Leash Dog Park means a public space designated for off-leash dog walking.

Owner of Record shall mean the person or persons shown as the licenced owner on the City record.

Persistent Barking or Howling includes, but is not limited to, the sound made by a dog barking or howling or creating any kind of noise continually or sporadically, or erratically for any period in excess of fifteen (15) minutes.

Police Services Dog – means a dog that has been trained for, and is used for, law enforcement purposes, and is under the control of a police services dog handler.

Possessor – shall mean a person or persons who own, or who gives shelter, or has an animal in his/her keeping.

Poultry – shall mean domestic birds or fowl, such as chickens, turkeys, ducks, or geese, raised for the production of meat or eggs.

Residential Area – means those areas described in the City of Terrace, Zoning Bylaw No. 2069-2014, as residential areas.

Rodents – includes rats and mice.

Running at Large – shall mean a dog or large livestock not under control by being other than:

- on the property of its Owner or of another person who has the care and control of the animal, or
- attached directly to a person who is competent and of sufficient strength to ensure that the animal cannot break free from the leash, or other device, used to restrain and/or guide the animal; or
- securely confined within an enclosure.

Secure Enclosure – means a fence or structure with minimum dimensions of 1.85 metres high, 2.4 metres wide, and 3.6 metres long per dog. For each additional dog, to a maximum of 3 dogs, the enclosure must measure 1.85 metres by 3.6 metres by 3.6 metres. The structure should form an enclosure capable of preventing the entry of a child under the age of ten (10) years and adequately constructed to prevent a dog from escaping.

Small Animals – means animals deemed as domestic pets acceptable by the Animal Control Officer for the purposes of this Bylaw such as hamsters, rabbits, guinea pigs, turtles or other similar animals.

Tether – when used as a noun, means a leash, rope, chain, line, cord or other similar device by which an animal is attached to a stake or other stationary object or to a pulley run or running line, and, when used as a verb, means to attach an animal by means of a leash, rope, chain, line, cord or other similar device to a stake or other stationary object or to a pulley run or running line.

Vermin – includes fleas, lice, worms and other parasitic insects and animals.

2.0 ANIMAL SHELTER

2.1 *The City shall provide such buildings, yards, corrals and enclosures as may be deemed necessary for care, keeping and destruction of animals under the provisions of this Bylaw.*

3.0 ANIMAL CONTROL OFFICER

3.1 *The City shall appoint an Animal Control Officer to ensure compliance with this Bylaw, and administer the Animal Shelter. The Animal Control Officer may appoint someone to act on his/her behalf as required.*

4.0 OFFENCE – OBSTRUCTION OR INTERFERENCE

4.1 *Anyone who obstructs or interferes with the Animal Control Officer, or his/her duly authorized delegate, engaged in the execution of his/her duties, commits an offence.*

5.0 ANIMALS PERMITTED

5.1 *Subject to the provision of this Bylaw only the following animals are permitted in the City of Terrace.*

- a. *Dogs*
- b. *Cats*
- c. *Small animals*
- d. *Livestock*
- e. *Poultry*
- f. *Domestic pet birds such as Parrots, Pigeons and Doves*
- g. *Animals as part of a fur farm licensed under the Fur Farm Act*

5.2 *No more than three (3) dogs or lap dogs, and no more than four (4) cats may be housed in a dwelling unit or kept on any parcel of land within City limits.*

5.3 *No animals other than domesticated dogs and cats or other small animals may be housed within their owner's or possessor's dwelling unit.*

- 5.4 *No animals other than cats and dogs or other small animals actually housed within the dwelling unit or on the property of their owner or possessor, shall be kept in any portion of the City that is zoned Residential, Commercial, Industrial, or Public and Institutional under City of Terrace, Zoning Bylaw Number 2069-2014, except as provided in Sections 14.0 and 16.0 of this Bylaw.*
- 5.5 *No poultry shall be kept in any portion of the City that is zoned Residential, Commercial, Industrial, or Public and Institutional under City of Terrace, Zoning Bylaw No. 2069-2014, except as provided in Section 14.0 of this Bylaw.*

6.0 DOG LICENCES

- 6.1 *No person shall own, possess or harbour any dog that is over the age of six (6) months within the boundaries of the City unless a valid and subsisting licence has been issued under this Bylaw for such dog.*
- 6.2 *No licence shall be issued under this Bylaw in respect of any animal to any person under the age of nineteen (19) years, unless and until such person provides the Animal Control Officer with written consent, in the prescribed form, of his or her parent or guardian; and any parent or guardian providing a written consent under this section, shall be for the purposes of this Bylaw, deemed to be the owner of the animal in respect of whom the Licence was issued.*
- 6.3 *All City of Terrace dog licences, including hobby dog kennel licences, shall be for the period January 1st to December 31st of the year issued or the remaining portion thereof.*
- 6.4 *Every person who is issued a dog licence under this Bylaw shall receive a dog licence tag which shall at all times, be fastened to a collar or harness worn by the dog for which the Licence was issued.*
- 6.5 *Every Licence issued under this Bylaw shall be for a specific animal, and no person shall place, affix or use a Licence issued in respect of one animal on or for another animal.*
- 6.6 *A replacement dog licence may be issued, upon providing reasonable proof that the original licence issued has been lost, and upon payment of the fee shown in the attached Schedule "A".*

- 6.7 *All dog licences issued shall have included a description of the property, if different from the owner's residence, upon which the animal will be kept, and a description of the dog including name, breed and age.*
- 6.8 *The fees to be paid prior to issuing a dog licence shall be those shown in the attached Schedule "A".*

7.0 IMPOUNDMENT

- 7.1 *Upon reasonable grounds the Animal Control Officer, or his/her delegate, has the right to refuse to any person the release or adoption of any animal from the City of Terrace Animal Shelter for any of the following reasons:*
- a. to protect the safety of the public from the animal;*
 - b. to protect the safety of the animal from the public at large;*
 - c. to protect the health and welfare of the animal from the individual;*
 - d. if the person is under nineteen (19) years of age; or*
 - e. if the person is apparently under the influence of alcohol or a drug, such that the Animal Control Officer, or his/her delegate, does not feel that the individual has the cognitive ability to accept responsibility for the animal.*
 - f. if an owner of an animal has two (2) or more infractions within a six (6) month period under this bylaw the releasing of the animal is subject to the discretion of the Animal Control Officer.*
- 7.2 *Any animal running at large or violating any portion of this Bylaw may be impounded.*
- 7.3 *Notwithstanding Section 7.1 above, no animal shall be released from impoundment until all provisions of this Bylaw are complied with and all fees, board costs, damage costs, licencing and/or fines are paid.*
- 7.4 *All impounded animals shall be retained for a period of seventy-two (72) hours, excluding Sundays and statutory holidays, from time of impoundment, or until released to the owner of record and Section 7.3 herein has been complied with to the Animal Control Officer's satisfaction, whichever is the shorter period.*

- 7.5 *The Animal Control Officer or other authorized agent of the City is empowered to destroy all impounded animals, in a humane manner, that are unclaimed after seventy-two (72) hours of impoundment, excluding Sundays and statutory holidays.*
- 7.6 *Notwithstanding Sections 7.4 and 7.5 above, an animal may be destroyed immediately upon receipt if it is diseased, suffering or dangerous and this is verified either by a veterinarian or the Animal Control Officer, or if requested by the owner of record and proof of identification is received and a waiver form signed.*
- 7.7 *All impounded animals are eligible for sale seventy-two (72) hours after impoundment subject to Section 7.3 above, excluding Sundays and holidays.*
- 7.8 *The owner of record shall be held responsible for all uncollected fees or costs in respect of an impounded animal whether or not he/she effects the release of the animal, and boarding costs shall be those shown in the attached Schedule "A".*

8.0 PERSISTENT BARKING OR HOWLING

- 8.1 *No person shall own, possess, or harbour any dog which disturbs or tends to disturb the peace, quiet, rest, enjoyment, comfort, or convenience of the neighbourhood by its persistent barking or howling.*

9.0 DOG EXCREMENT

- 9.1 *No person shall permit their dog to excrete on any property other than the property of the owner or possessor.*
- 9.2 *No person, other than a blind person accompanied by a guide dog, shall cause or allow a dog under their control, to excrete on any property, other than the owner's or possessor's property unless that person immediately removes such excrement.*
- 9.3 *The owner or possessor of a dog shall not permit dog excrement to accumulate in such a manner as to be unsanitary or offensive to smell. Dog excrement shall be regularly disposed of in a manner approved by the Medical Health Officer.*

10.0 AGGRESSIVE DOG

- 10.1 *The Animal Control Officer may, at their discretion, declare and record a dog as an aggressive dog.*
- 10.2 *The owner of a dog designated as an aggressive dog must obtain an aggressive dog licence.*
- 10.3 *An aggressive dog kept on the owner's property must be confined to the owner's residence or only within a rear or side yard in a properly constructed secure enclosure.*
- 10.4 *When an aggressive dog is not on the owner's property it must be on a secure leash held by a responsible person with sufficient ability to maintain control of the dog or be kept in a locked vehicle or enclosure.*
- 10.5 *The owner of an aggressive dog must inform the Animal Control Officer within seven (7) days if the dog is sold or given away.*
- 10.6 *The owner of an aggressive dog must inform the Animal Control Officer immediately if an aggressive dog is at large or has bitten or attacked a person or animal.*
- 10.7 *The owner of an aggressive dog may after a period of not less than 18 months apply to have a dog that has been designated as an aggressive dog removed from the aggressive dog record if the owner of the dog can demonstrate to the satisfaction of the Animal Control Officer that measures such as dog behaviour training has taken place and the dog no longer represents a risk to the public.*
- 10.8 *If an aggressive dog bites a person and the dog has not been immunized against rabies, the dog shall be quarantined for ten (10) days and kept under observation by the Animal Control Officer at the cost of the owner.*

11.0 DANGEROUS DOG

- 11.1 *The Animal Control Officer may, at their discretion, declare and record a dog as a dangerous dog.*
- 11.2 *The owner of a dog designated as a dangerous dog must obtain a dangerous dog licence.*

- 11.3 *The Animal Control Officer, at their discretion and in consistency with the provisions of the Community Charter and this Bylaw may seize, impound and apply to the BC Provincial Court for an order that a dangerous dog be destroyed.*
- 11.4 *A dangerous dog kept on the owner's property must be confined to the owner's residence or only in a rear or side yard in a properly constructed secure enclosure.*
- 11.5 *When a dangerous dog is not on the owner's property it must be muzzled and held on a secure leash by a responsible person 19 years of age or older with sufficient ability to maintain control of the dog or be kept in a locked vehicle or enclosure.*
- 11.6 *The owner of a dangerous dog must inform the Animal Control Officer within seven (7) days if the dog is sold or given away.*
- 11.7 *The owner of a dangerous dog must inform the Animal Control Officer immediately if a Dangerous Dog is at large or has bitten or attacked a person or animal.*
- 11.8 *The owner of a dangerous dog must post on the property where the dog is being kept warning signs that a dangerous dog is being kept on the property.*
- 11.9 *The owner of a dangerous dog may after a period of not less than 36 months apply to have a dog that has been designated as a dangerous dog removed from the dangerous dog record if the owner of the dog can demonstrate to the satisfaction of the Animal Control Officer that measures such as dog behaviour training has taken place and the dog no longer represents a risk to the public.*
- 11.10 *If a dangerous dog bites a person and the dog has not been immunized against rabies, the dog shall be quarantined for ten (10) days and kept under observation by the Animal Control Officer at the cost of the owner.*

12.0 BITCH IN HEAT

- 12.1 *No owner or possessor shall allow a non-spayed female dog in heat (during ovulatory period) to leave their premises, except to convey it directly to a veterinarian, commercial kennel or animal shelter.*

12.2 *Where a dog in Section 12.1 herein has been impounded under the provisions of this Bylaw, the dog shall remain in the custody of the Animal Control Officer while in heat and Section 7.0 herein shall not apply until the expiration of the dog's ovulatory period, other than the cost of board, which shall be calculated from the date of original impoundment.*

12.3 *Where a dog in Section 12.1 and 12.2 herein has been impounded under the provisions of this Bylaw, the female dog in heat may be released at the discretion of the Animal Control Officer, upon being satisfied that the said owner will take the necessary precautions.*

12.4 *No owner or possessor shall allow a non-spayed female dog during its ovulatory period, to be unattended in a yard that is not fenced to keep out other dogs.*

13.0 UNWEANED ANIMALS

13.1 *All unweaned offspring of an animal together with the female parent shall be deemed to constitute a single animal for the purpose of this Bylaw.*

14.0 FOWL AND BEES

14.1 *Keeping of poultry, except backyard hens as per Section 14.2, is considered an Agriculture or Intensive Agriculture use as defined in the City of Terrace, Zoning Bylaw No. 2069-2014 and subject to the regulations of the Zoning Bylaw.*

14.2 Backyard Hens

a. *The keeping of up to four (4) backyard hens in residential areas zoned R1, R1-A, R2 and RS1 will be permitted for personal use, provided that no neighbourhood health, environmental or nuisance problems result.*

b. *A person who keeps one (1) or more hens, up to a maximum of four (4), must:*

i. *reside on the property where the hens are kept, or obtain written permission from the property owner;*

- ii. situate hens in a back or side yard which is fully fenced;*
- iii. situate coops at least one and a half (1.5) metres from the property line and three (3) metres from windows and doors of a dwelling;*
- iv. provide each hen with at least 0.5 metres squared (0.5 m²) of coop floor area, and at least 1.0 metre squared (1.0 m²) of roofed outdoor enclosure;*
- v. provide and maintain, in each coop, at least one perch, for each hen, that is at least fifteen (15) centimetres long, and one nest box;*
- vi. provide and maintain a floor of any combination of vegetated or bare earth in each outdoor enclosure;*
- vii. not keep hens in a cage;*
- viii. provide each hen with food, water, shelter, light, ventilation, veterinary care, and opportunities for essential behaviors such as scratching, dust-bathing, and roosting, all sufficient to maintain the hen in good health;*
- ix. maintain each hen enclosure in good repair, in a manner that prevents entrance by other animals (fully enclosed) and keep the enclosure in sanitary condition, free from vermin and obnoxious smells and substances;*
- x. follow biosecurity procedures recommended by the Canadian Food Inspection Agency;*
- xi. keep hens for personal use only, and not sell eggs, manure, meat, or other products derived from hens;*
- xii. not slaughter, or attempt to euthanize, a hen on the property; and*
- xiii. register the backyard hens with the City of Terrace Animal Shelter.*

14.3 Backyard Beekeeping

- a. The keeping of up to two (2) beehives as well as (2) nucleus colonies will be permitted in residential areas zoned R1, R1-A, R2, RS1 and designated City of Terrace Community Garden properties for personal use, provided that no neighbourhood health, environmental or nuisance problems result.*

- b. no more than two beehives and two nucleus colonies are permitted in residential areas zoned R1, R1-A, R2, RS1 and designated City of Terrace Community Garden properties;*
- c. beehives are for personal use only;*
- d. residents keeping beehives must reside on the property where the beehives are kept, or obtain written permission from the property owner;*
- e. beehives are restricted to backyards;*
- f. all permitted beehives must be registered with the apiculture registration system for British Columbia, coordinated by the BC Ministry of Agriculture (BCMA). Under the authority of the Bee Regulations of the Animal Health Act, a person must not keep bees or possess beehive equipment unless the person is registered;*
- g. site of all beehives shall comply with a 1.5 metre setback from side and rear parcel lines; and*
- h. each beehive shall comply with one of the following requirements in order to ensure the appropriate height of honeybee flight path:*
 - i. The entrance to the beehive(s) will be facing away from neighbouring properties and be located in a backyard which has a continuous fence or hedge that is 1.8 metres in height, or;*
 - ii. If installed on an elevated platform (deck, rooftop, etc.) beehive(s) will be situated 2.5 metres or more above ground level.*

15.0 CARE AND CONTROL OF ANIMALS

15.1 No person may keep an animal unless the animal is provided with:

- a. clean, potable drinking water at all times and suitable food of sufficient quantity and quality to allow for normal growth and maintenance of normal body weight;*
- b. food and water receptacles kept clean and disinfected and located so as to avoid contamination by fecal matter;*
- c. the opportunity for periodic exercise sufficient to maintain good health, including the opportunity to be free from a fixed area and exercised regularly under appropriate control;*

- d. necessary veterinary medical care when the animal exhibits signs of pain or suffering;*
- e. no person may keep an animal which normally resides outside, or which is kept outside for short to extended periods of time, unless the animal is provided with outside shelter;*
- f. protection from heat, cold and wet that is appropriate to the animal's weight and type of coat. Such shelters must provide sufficient space to allow the animal the ability to turn around freely and to easily stand, sit and lie in a normal position; and*
- g. no person shall wilfully abandon an animal anywhere within the City of Terrace.*

15.2 No owner or possessor, of a dog shall allow the dog to run at large anywhere within City limits.

15.3 No person shall tether, tie, attach or otherwise fasten by any means, an animal to any traffic control device or support thereof, any fire hydrant or fire protection equipment, handrails, or any other object, in such a way as to obstruct the public or create a nuisance.

15.4 No person shall keep a dog tethered on private property at any time.

15.5 No person may transport a dog in a vehicle outside of the passenger compartment unless it is confined to a pen or cage, or unless it is secured in a body harness or other manner of fastening to prevent it from jumping or falling off the vehicle or otherwise injuring itself.

15.6 No person shall keep an animal confined in an enclosed space, including a motor vehicle, without access to sufficient ventilation to prevent the animal from suffering discomfort or heat related injury.

16.0 OFF-LEASH DOG PARKS

16.1 Off-leash dog walking is only permitted in designated off-leash dog parks as identified in Schedule "B".

16.2 An off-leash dog shall at all times remain within visual surveillance and under the direct control and responsibility of the dog's owner or processor.

16.3 No person, other than a blind person accompanied by a guide dog, shall cause or allow a dog under their control, to excrete on off-leash dog park property, unless that person immediately removes such excrement.

17.0 KEEPING OF LIVESTOCK

17.1. The keeping of livestock on property within the City of Terrace is subject to the regulations of the City of Terrace, Zoning Bylaw No. 2069-2014, including the zoning, siting of structures and number of livestock permitted on a property.

18.0 LIVESTOCK ON PUBLIC LANDS

18.1. No owner of large livestock shall permit them to run at large or be on any portion of the following area:

- a. parks and schoolyards;*
- b. sidewalks;*
- c. private property, unless the consent of the property owner has first been obtained, and City Bylaw requirements have been met.*

18.2. Every person riding or leading any large livestock shall yield the right of way to any pedestrian when said pedestrian is occupying the shoulder of a roadway normally used for pedestrian purposes.

18.3. Horses

- a. No person shall ride a horse on any highway between one-half (1/2) hour after sunset and one-half (1/2) hour before sunrise.*
- b. No person shall ride a horse on the travelled portion of highway or in the Downtown Area, at any time, other than where a permit has been obtained.*
- c. No person shall gallop a horse on public property within the boundaries of the City.*
- d. No horse shall be permitted to excrete on public property.*
- e. The owner or possessor of a horse shall remove forthwith any excrement deposited by said horse on public property.*

19.0 FENCING AND HOUSING OF LIVESTOCK

- 19.1. *Where large livestock are being kept in open fields there will be adequate fences to keep such livestock from roaming beyond property boundaries.*
- 19.2. *Fence Posts shall be of adequate strength so that livestock cannot dislodge or break with minimum force applied.*
- 19.3. *Fencing shall not be in contravention of the fence regulations of the City of Terrace, Zoning Bylaw No. 2069-2014.*
- 19.4. *In any zone where a fence has been erected, said fence shall be maintained in good condition and repair. No person shall allow a fence located on property of which he/she is the owner or occupier, to fall into a state of disrepair.*
- 19.5. *Subject to notice given pursuant to this Bylaw, where any fence has fallen into a state of disrepair, the owner or occupier of property upon which said fence is located, must repair the fence.*
- 19.6. *The owner or possessor of livestock shall not permit animal excrement to accumulate in such a manner as to be offensive to smell or unsanitary. Animal excrement shall be regularly disposed of, if a nuisance or health problem arises, in a manner approved by the Medical Health Officer.*
- 19.7. *The siting of structures for housing livestock are subject to the regulations of the City of Terrace, Zoning Bylaw No. 2069-2014.*

20.0 HOBBY DOG KENNEL

- 20.1. *No person shall operate a hobby dog kennel, without being the holder of a current and valid hobby kennel licence therefore.*
- 20.2. *Hobby kennel licence fees for this section of the Bylaw are as set out in Schedule "A" of this Bylaw.*
- 20.3. *No person shall own, possess, keep or harbour more than three (3) dogs on any parcel of land, except when the hobby kennel regulations are being abided by.*

- 20.4. *No owner, keeper or operator or manager of a hobby dog kennel shall accept any dog from any other person for the purpose of boarding, grooming, harbouring, training, or keeping for any purpose.*
- 20.5. *The operator of a hobby dog kennel shall take effective precautions to ensure that animals under his/her care are properly controlled and restrained from barking, yelping or howling.*
- 20.6. *Notwithstanding anything in any other Bylaw to the contrary, no person shall have, operate, maintain or carry on, or permit to be operated, maintained or carried on, any hobby dog kennel within the City of Terrace, unless the Building, Zoning, Nuisance, and Noise Bylaws are being adhered to.*
- 20.7. *Every person licenced to operate and maintain a hobby dog kennel, shall comply with the following regulations as determined by the Animal Control Officer.*
- a. Have a fenced-off area for dogs to have adequate exercise area, when not supervised.*
 - b. Allow each dog to have a minimum space of 1.2 metres wide, 3.6 metres long, with a minimum height of 1.85 metres.*
 - c. Provide a shelter for each dog within the fenced-off area so as not to restrict standing, turning or sleeping.*
 - d. The fenced-off area must be located 3.0 metres from an adjoining property.*
- 20.8. *Sections 20.7. b and d do not apply to lap dogs.*

21.0 **COMMERCIAL KENNEL:**

- 21.1. *Commercial Kennels are permitted on parcels zoned AR1, AR2 and M1 in the City of Terrace, Zoning Bylaw No. 2069-2014, which are greater than 4100 m².*
- 21.2. *No person shall operate a commercial kennel, without being the holder of a current and valid Business Licence therefore.*

- 21.3. *The operator of a commercial kennel shall take effective precautions to ensure that animals under his/her care are properly controlled and restrained from barking, yelping or howling.*
- 21.4. *Commercial Kennel operators shall:*
- a. *Maintain a register of animals in the kennel, clearly providing the following information:*
 - i. *the name, address, and telephone number of the owner of the animal,*
 - ii. *the name and breed of the animal, and*
 - iii. *the licence authority, and number of the licence.*
 - b. *Make the register available to the Animal Control Officer, at all reasonable times.*
- 21.5. *A building or structure used for a commercial kennel must comply with the standards set out in the Canadian Veterinary Medical Association, Code of Practice for Canadian Kennel Operations, Third Edition 2018 and any amendment thereto.*
- 21.6. *A commercial kennel shall not be located less than 25 metres from a dwelling on an adjoining property.*
- 21.7. *The following regulations apply to commercial kennel buildings, pens, runs and yards. They must:*
- a. *be kept in good repair at all times.*
 - b. *be kept in a clean and sanitary condition, and free from vermin and rodents at all times.*
 - c. *be kept regularly disinfected and free of offensive and disagreeable odours, to the satisfaction of the Animal Control Officer.*
 - d. *be kept free of manure, dung and refuse, which the operator shall dispose of in a manner approved by the Animal Control Officer.*

22.0 REGULATION OF ANIMAL SHELTER INCINERATOR

- 22.1. *The opacity of the discharge from the Animal Shelter incinerator shall be equal to or less than 10%.*
- 22.2. *The minimum allowable temperature required at critical point(s) in the incinerator shall be 1000° Celsius (1800° Fahrenheit) in order to achieve optimum emission levels.*
- 22.3. *Continuous temperature monitoring, including use of a chart or an electronic equivalent, shall be provided at appropriate point(s) in the incinerator to ensure that the allowable minimum temperature does not violate the minimum as indicated in Section 22.2.*
- 22.4. *Any ash from the Animal Shelter incinerator not used for ceremonial purposes such as storage in urns or scattering at resting places will be disposed at an authorized landfill site.*

23.0 VIOLATIONS

- 23.1. *Any person who contravenes any provision of this Bylaw commits an offence.*
- 23.2. *Every person who violates any of the provisions of this Bylaw for which a specific penalty has not otherwise been designated, shall be deemed to have committed an offence against this Bylaw and shall be liable to a fine of not less than One Hundred (\$100.00) Dollars nor more than Two Thousand (\$2,000.00) Dollars for each offence.*
- 23.3. *Any offence under this Bylaw which continues for a period in excess of one (1) calendar day shall be deemed to be and is punishable as a separate offence for each and every subsequent day until such infraction ceases.*
- 23.4. *For the purposes of proceedings under this Bylaw, a person shall be deemed to be the owner, possessor or person otherwise responsible for any infraction of any provision of this Bylaw, in the absence of any evidence to the contrary.*

This Bylaw will be cited as the “City of Terrace Animal Control Bylaw No. 2159 – 2019”.

This Bylaw repeals Animal Control Bylaw No. 1255-1991 and amendments thereto.

READ a first time this 25th day of March, 2019.

READ a second time this 25th day of March, 2019.

READ a third time this 25th day of March, 2019.

ADOPTED this 8th day of April, 2019.

Mayor

Clerk

**ANIMAL CONTROL BYLAW FEES
SCHEDULE "A"**

LICENCING:

		<u>Seniors</u>
a. Dogs		
i. Neutered male or spayed female	\$20.00	\$10.00
ii. Non-neutered male or non-spayed female	\$50.00	\$25.00
iii. Aggressive Dog	\$100.00	
iv. Dangerous Dog	\$200.00	
v. Guide Dog	\$0	
vi. Police Services Dog	\$0	
vii. New licences issued from July 1 to December 31 of any given year shall be subject to a fee equal to 50% of the above noted fees. This does not apply to renewals, to dogs eligible to be licensed prior to July 1, or to licences issued to Seniors who already qualify for a reduced license fee.		
b. Hobby Kennel	\$100.00	
c. Replacement or transfer of licence	\$5.00	
d. Backyard Hens (one time registration)	\$15.00	

IMPOUNDMENT:

DOGS

- | | |
|---|----------|
| a. Licenced | \$50.00 |
| b. Unlicenced | \$100.00 |
| c. Aggressive Dog | \$200.00 |
| d. Dangerous Dog | \$300.00 |
| e. If a dog is impounded a second time within a six (6) month period the impoundment fee is doubled for the second offence. | |
| f. If an impounded dog is not neutered or spayed an additional \$50 fee will be charged. | |

IMPOUNDMENT Cont'd:

CATS

a. Cats \$20.00

SALE OF ANIMAL:

a. Dog (Adult or Puppy) \$230.00
(plus license fee if applicable)

b. Cat (Adult or Kitten) \$180.00

BOARDING OF ANIMALS:

Rate per Day

a. Cat \$10.00

b. Dog \$20.00

c. 2 Dogs Sharing (where permissible) \$25.00

GROOMING:

Bathing \$15.00

TRAP RENTAL:

	<u>Daily Rental</u>	<u>Deposit</u>
Cat	\$5.00/day	\$20.00

CREMATION SERVICES:

General Cremations – no ashes returned

a. 0 – 20 lbs	\$50.00
b. 21 – 50 lbs	\$120.00
c. 51 – 75 lbs	\$190.00
d. 76 – 100 lbs	\$260.00
e. 101 + lbs	\$330.00

Private Cremations – ashes returned with a scatter box

a. 0 – 20 lbs	\$150.00
b. 21 – 50 lbs	\$180.00
c. 51 – 75 lbs	\$220.00
d. 76 – 100 lbs	\$250.00
e. 101 + lbs	\$340.00

Private Cremations – ashes returned with an urn

a. 0 – 20 lbs	\$175.00
b. 21 – 50 lbs	\$205.00
c. 51 – 75 lbs	\$245.00
d. 76 – 100 lbs	\$275.00
e. 101 + lbs	\$365.00

<u>Pick Up Fee</u>	\$30.00
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Please Note:

- The City of Terrace Animal Shelter is not permitted to perform euthanasia for private cremation. Your veterinarian must be contacted to provide that service.
- Costs for private cremation are in addition to any costs that your veterinarian may charge for their services.

OFF-LEASH DOG PARKS SCHEDULE "B"

