

ANIMAL CONTROL BYLAW AMENDMENT BYLAW (NO. 4)
A BYLAW OF THE CITY OF VICTORIA

The purpose of this Bylaw is to amend the *Animal Control Bylaw* to update the name of the bylaw, add new definitions, regulate the maximum number of animals allowed on a lot, and protect animals from abuse and cruelty.

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Under its statutory powers, including sections 8(3)(k) of the *Community Charter*, the Council of the Corporation of the City of Victoria, in an open meeting assembled, enacts the following provisions:

Title

- 1 This Bylaw may be cited as the "Animal Control Bylaw Amendment Bylaw (No. 4)".

Amendments to the *Animal Control Bylaw*

- 2 The *Animal Control Bylaw No. 11-044* is amended
 - (1) by striking out the word "Control" and replacing it with the word "Responsibility" in the title of the bylaw as follows:
 - (a) on page one; and
 - (b) in section 1.
 - (2) in the table of contents by:
 - (a) in Part 3, adding section "17A Animal Cruelty" immediately after section 17; and
 - (b) in Part 4, section 25, striking out the word "dogs" and replacing it with the word "animals".
 - (3) in section 2 by adding the following definitions:
 - (a) immediately after the definition of "animal control officer"

““cat”

means an animal of the species *Felis domesticus* that is apparently over the age of twelve weeks old;

“chicken”

means an animal of the species *Gallus gallus domesticus*;;

(b) immediately after the definition of “dangerous dog”:

““dog”

means an animal of the species *Canis familiaris* that is apparently over the age of twelve weeks old;;

(c) immediately after the definition of “farm animal”:

““guinea pig”

means an animal of the species *Cavia porcellus* that is apparently over the age of twelve weeks old;

“keep”

means to lodge, possess, have care and control of, harbour, board, or feed on a regular basis;

“lot”

has the same meaning as in the *Zoning Regulation Bylaw*;; and

(d) immediately after the definition of “poundkeeper”:

““rabbit”

means an *Eastern cottontail* or *European rabbit* that is apparently more than twelve weeks old;

“self-contained dwelling unit”

has the same meaning as in the *Zoning Regulation Bylaw*.”.

(4) in Part 3, by:

- (a) renumbering section 10 as subsection 10(2) and adding the following new subsection 10(1):

“ (1) An owner of an animal must ensure that the animal has protection from all elements and must not allow the animal to suffer from hyperthermia, hypothermia, dehydration, discomfort, or exertion causing unnecessary pain, suffering or injury.”.

- (5) by deleting section 12 and replacing it with the following:

“12 No owner shall cause, permit, or allow a dog:

- (a) to be hitched, tied, or fastened to a fixed object in such a way that the dog is able to leave the boundaries of the owner’s property;
- (b) to be hitched, tied, or fastened to a fixed object where a choke collar forms part of the securing apparatus, or where a rope or cord is tied directly around the dog’s neck;
- (c) to be tethered other than with a collar that is properly fitted to that dog and attached in a manner that will not injure the dog or enable the dog to injure itself by pulling on the tether;
- (d) to be hitched, tied, or fastened to a fixed object except with a tether of sufficient length to enable the full and unrestricted movement of the dog;
- (e) to be hitched, tied, or fastened to a fixed object unattended at any time; or
- (f) to be hitched, tied, or fastened to a fixed object for longer than four hours within a 24 hour period.”.

- (6) by adding a new section 17A immediately after section 17 as follows:

“Animal Cruelty

17A Notwithstanding any other provision of this Bylaw, no person shall:

- (a) tease, torment, or provoke any animal;
- (b) cause, permit or allow an animal to suffer;
- (c) train or allow any animal to fight other animals; or

(d) choke, kick or punch an animal.”.

- (7) in Part 4, section 18 by adding the following new subsection (3) immediately following subsection (2):

“(3) A person may keep chickens only on the same lot where he or she resides.”.

- (8) by deleting section 25 in its entirety and replacing it with the following:

“Limits on the number of animals

- 25 (1) No person may keep, or allow to be kept, at any one time, on a lot more than six dogs or cats, or any combination of dogs or cats greater than six.
- (2) No person may keep, or allow to be kept, at any one time, on a lot more than four rabbits or guinea pigs or any combination of rabbits and guinea pigs greater than four.
- (3) No person may keep, or allow to be kept, at any one time, on a lot more than twelve female chickens.
- (4) Subsections (1) and (2) do not apply to animals kept:
- (a) during business hours on premises where a registered veterinarian practices veterinarian medicine;
 - (b) by an animal groomer, or an animal daycare where those uses are permitted in accordance with the Zoning Regulation Bylaw; or
 - (c) at an animal shelter or in a veterinary hospital where those uses are permitted in accordance with the Zoning Regulation Bylaw.
- (5) For the purposes of subsections (1) and (2) each self-contained dwelling unit on a lot shall be considered a separate lot such that the limits provided for in those subsections apply to such self-contained dwelling unit provided that no animals are kept on the shared or common property or outside buildings located on the property.”.

Effective Date

4 This Bylaw comes into force upon adoption.

READ A FIRST TIME the day of 2018.

READ A SECOND TIME the day of 2018.

READ A THIRD TIME the day of 2018.

ADOPTED on the day of 2018.

CITY CLERK

MAYOR