

## APPENDIX "A"

### 3. Committee of the Whole – February 22 and March 8, 2018 – Proposed Animal Control Bylaw Amendments

#### 1. Proposed Animal Control Bylaw Amendments - From February 22, 2018 COTW Meeting

##### **Motion:**

1. Change the name of our bylaw from Animal Control Bylaw to Victoria Animal Responsibility Bylaw.
2. Under Section 12 of the City of Victoria Animal Control Bylaw Page 7 under Tying Animals, change our wording from:  
12 (1) A person must not hitch, tie or fasten an animal to a fixed object by a rope, chain or cord that is directly tied around the animal's neck or to a choke collar.  
12(2) A person must not hitch, tie or fasten an animal to a fixed object as the primary means of confinement for an extended period of time.

To wording in Surrey Bylaw 44:

44. 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 Owners 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;

or 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;

(c) 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;

(d) to be hitched, tied, or fastened to a fixed object unattended at any time; or

(e) to be hitched, tied, or fastened to a fixed object for longer than four (4) hours within a 24 hour period.

**Carried**

##### **Motion:**

3. Add a section called: Limit on Pets.

1. No person shall keep or allow to be kept on any real property more than a total of six (6) cats and dogs over the age of twelve (12) weeks, and a reasonable number of small and aquatic animals, unless they are a licensee, community cat caregiver, veterinary clinic or animal shelter.
2. If a person is providing temporary care for more than a total of six (6) cats and dogs over the age of twelve (12) weeks, they shall notify the animal bylaw officer with the number and species of animals, reason and estimated length of time they will be providing care.
3. No person shall keep, or allow to be kept on a Lot:
  - a. More than four (4) rabbits older than 12 weeks
  - b. More than four (4) guinea pigs older than 12 weeks
  - c. Any ungulate

- d. ~~Mink or chinchilla.~~
- e. ~~More than twelve (12) hens —~~ **considered separately**
- f. any roosters

**Carried**

**Motion:**

no person shall keep, or allow to be kept on a Lot:

d.Mink

**Carried**

~~or chinchilla.~~

**Motion:**

no person shall keep, or allow to be kept on a Lot:

e.More than twelve (12) hens

**Carried**

**Motion:**

4. Add in our bylaw the definition for an aggressive dog, a dangerous dog and a vicious dog.

“Aggressive Dog” means a Dog that:

- a. Has without justifiable provocation displayed Aggressive Behavior towards a person or animal; or
- b. Has without justifiable provocation caused a minor injury to a person or animal.

“Dangerous Dog” means a Dog that:

- a. Has killed or seriously injured a person;
- b. Has killed or seriously injured an animal, while in a public place or while on private property, other than property owned or occupied by the person responsible for the dog;
- c. Has previously been deemed a vicious dog and has since attacked or caused injury to a person or animal after being deemed a vicious dog; or
- d. As defined in the Community Charter S.B.C. 2003c.26, as amended.

“Vicious Dog” means a dog that:

- a. Has without justifiable provocation caused a serious injury to a person or animal; or
- b. Has a known propensity, tendency or disposition to attack without justifiable provocation; or
- c. Has on more than one occasion caused a minor injury to a person or animal; or
- d. Has while running at large, aggressively pursued or harassed a person without justifiable provocation or has demonstrated a propensity, tendency or disposition to do so as deemed by and Animal Control Officer or Animal Shelter Manager.

And add in our Animal Control Bylaw in Section 5 on Dangerous Dogs (Page 12),

**Carried**

**Main Motion as amended:**

5. In our Animal Control Bylaw under Part 3 - Animal Welfare add a section titled Animal Cruelty:

48. Notwithstanding any other provision of this bylaw, no person shall:

- a. abandon any animal
- b. tease, torment, or provoke an animal;
- c. cause, permit or allow an animal to suffer, or
- d. train or allow any animal to fight.
- e. **choke, kick or punch an animal**

amendment:

- e. Choke kick or punch an animal

Carried

**Motion:**

6. And lastly, under our Outdoor Shelter Requirements in section 10 to:

1. A person responsible for an animal shall ensure that the animal has protection from all the elements;
1. No person responsible for an animal shall permit the animal to suffer from hyperthermia, hypothermia, dehydration, discomfort, or exertion causing unnecessary pain, suffering or injury.

**Carried**

**Motion:**

Keeping of Urban Hens:

- 4.1 Be a resident of the property where the hens are kept.

**Carried**

Motion to refer:

That this motion be referred to the urban food table

Defeated

**Motion:**

Refer the BCSPCA animal responsibility bylaw section on urban hens and urban bees to the urban food table and to the Capital City Beekeeping, indicating that Council has taken no position on these provisions at this time and add as an appendix, the bylaws from the City of Surrey and Duncan

**Carried**

**2. Proposed Animal Control Bylaw Amendments – From March 8, 2018 COTW Meeting**

**Motion:**

1. Amend our Animal Control Bylaw to prohibit the sale of cats, kittens, dogs, puppies, and rabbits in pet stores or other type of retail premises. The only exemption is if these animals are offered for adoption from a recognized animal rescue society or shelter organization at which time the current bylaw policy would still apply.

**Carried**

**Motion:**

2. Vehicle for Hire Bylaw: Each horse while transporting passengers must display an identification number which is visible and legible. This identification number must correspond with the name, description and health record of the horse and is to be provided to the licensing officer and SPCA at the beginning of the season.

**Carried**