



District of West Vancouver

Animal Control and Licence Bylaw No. 4545, 2008

Effective Date – June 2, 2008

Consolidated for Convenience Only

This is a consolidation of the bylaws below. The amendment bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaw on this subject.

Amendment Bylaw	Effective Date
Bylaw No. 4871, 2016	April 4, 2016
Bylaw No. 4654, 2010	July 26, 2010
Bylaw No. 4605, 2009	July 6, 2009

The bylaw numbers in the margin of this consolidation refer to the bylaws that amended the parent bylaw (Animal Control and Licence Bylaw No. 4545, 2008). The number of any amending bylaw that has been repealed is not referred to in this consolidation.

Animal Control and Licence Bylaw No. 4545, 2008

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Animal Control and Licence Bylaw No. 4545, 2008

A bylaw to provide for the regulation and impounding of animals within the municipal boundaries of the District of West Vancouver under the *Community Charter*.

Amendment Bylaws 4605, 4654 and 4871.

WHEREAS the Council of The Corporation of the District of West Vancouver deems it expedient to provide by bylaw for the provision of services, the regulation, impounding, and protection of animals, and the licencing of dogs within the municipal boundaries of the District;

NOW THEREFORE, the Council of the District of West Vancouver enacts as follows:

Part 1 Citation

- 1.1 This bylaw may be cited as Animal Control and Licence Bylaw No. 4545, 2008.

Part 2 Severability

- 2.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsequent, paragraph, subparagraph, clause or phrase.

Part 3 Previous Bylaw Repeal

- 3.1 Animal Control and Licence Bylaw No. 4208, 2000 (adopted on October 2, 2000) and the following amendment bylaws are hereby repealed:

Amendment Bylaw	Effective Date
Bylaw No. 4247, 2001	March 26, 2001
Bylaw No. 4293, 2002	July 2, 2002
Bylaw No. 4350, 2003	November 24, 2003
Bylaw No. 4464, 2006	June 26, 2006
Bylaw No. 4520, 2007	October 01, 2007
Bylaw No. 4531, 2007	November 26, 2007

Part 4 Definitions

4.1 In this Bylaw:

“aggressive dog” means:

- a) a dog that has attacked, bitten or caused injury to a person or has demonstrated a propensity, tendency or disposition to do so;
- b) a dog that has bitten, killed or caused injury to a domestic animal;
- c) a dog that has aggressively pursued or harassed a person or domestic animal;
- d) a dog with a known propensity to attack or injure a person without provocation;
- e) a dog owned or harboured primarily or in part for the purpose of dog fighting, or a dog trained for dog fighting;
- f) a dog that has been found to be dangerous or aggressive by an Animal Control Officer or the Inspector under this or a previous bylaw, by another local government, or by a court; or
- g) a dog, that in the opinion of a veterinarian licensed to practice in British Columbia, is or is substantially similar in appearance to either a Pit Bull Terrier, Staffordshire Bull Terrier, American Staffordshire Terrier, American Pit Bull Terrier or a cross of any of the aforementioned breeds;

“altered dog” means a female dog that has been spayed or a male dog that has been neutered;

“animal” includes, but is not limited to, a pet, livestock or poultry;

“Animal Control Officer” means an employee of the Municipality designated for this office and, if the Municipality has contracted with the SPCA to provide animal control services, includes an employee of the SPCA;

“at large” means:

- a) an animal or animals, except a cat, which are not under the control of a person responsible by means of a leash,
- b) an animal or animals that are in a public place listed in Schedule “B” of this Bylaw unless the animal is under control of the owner;

“beach” means any area covered and uncovered by the ebb and flow of the tide, and any adjacent area which can reasonably be considered part of the beach environment including areas of sand, pebbles, shell, shingle, or coastal vegetation;

“Bylaw Enforcement Officer” means a West Vancouver Municipal Police Officer, a person appointed by Council as a Bylaw Enforcement Officer, an Animal Control Officer or a Licence Inspector;

Amendment Bylaw No. 4871, 2016 **“chicken”** means a domesticated female chicken that is at least four months old;

Amendment Bylaw No. 4871, 2016 **“chicken coop”** means the part of a chicken enclosure constructed of solid walls on all sides and covered with a solid roof;

Amendment Bylaw No. 4871, 2016 **“chicken enclosure”** means an enclosed structure designed for the keeping of chickens and includes a chicken run and a chicken coop;

Amendment Bylaw No. 4871, 2016 **“chicken run”** means the outdoor part of a chicken enclosure that is fully enclosed by wire or mesh on all sides and covered with a solid roof;

“client dog” means a dog that a Dog Walking Business or a Commercial Dog Walker walks for a fee;

“Commercial Dog Walker” means a person who owns or is employed by a Dog Walking Business, who walks client dogs, and who has a valid dog walking permit issued under Part 8 of this Bylaw;

“Commercial Dog Walker Permit” means a commercial dog walker permit issued under this Bylaw;

“Council” means the Council of the Municipality;

“dangerous animal” means an animal:

- a) that according to the records of the Municipality or the West Vancouver Police Department has killed or injured a person or pet, or, without provocation, has aggressively pursued or harassed a person;
- b) that, to the knowledge of the owner, has killed or injured a person or pet, or, without provocation, has aggressively pursued or harassed a person;

“dangerous dog” has the same meaning as defined in the *Community Charter*;

“deliver” means to send by regular or registered mail, or to leave with a person, or deposit in a person’s mail box or mail slot at the person’s residence or place of business;

“Dog Walking Business” means a business that provides a service of walking dogs for a fee;

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“enclosure” means a structure at least 1.8 metres (5.9 feet) in height having a solid floor, and wire or steel mesh sides and roof, constructed such that it prevents the entry of young children and the escape of a dog, and specifically excludes invisible fencing systems and chicken enclosures;

“foreshore” means any area within the Municipality along the shoreline between the high and low water marks;

“guard dog” means a dog that is specifically trained for or used primarily for the purposes of guarding property, including residential, commercial and industrial property and is registered as a guard dog in accordance with this Bylaw;

“Inspector” means the Manager of Bylaw & Licencing Services of the Municipality or their designate;

“licence year” means the period between January 1 and December 31 in any year;

“livestock” means a domesticated animal that is not a pet, and includes, without limitation, poultry, a goat, sheep, pig (including potbellied pigs), horse, miniature horse, cow, or animal bred or kept for fur;

“Municipality” means the Corporation of the District of West Vancouver and the geographical area within the boundaries of the District of West Vancouver;

“owner” means a person:

- a) to whom a licence for a dog has been issued under this Bylaw,
- b) who owns, is in possession of, or has the care or control of an animal, temporarily or permanently,
- c) who harbours, shelters, permits or allows an animal to remain on or about that person's land or premises, or
- d) who is the custodial parent or legal guardian of a child under the age of 18 years who owns, is in possession of, or has the care or control of an animal;

“pet” means a domesticated dog, cat, rabbit, ferret, hamster, guinea pig, gerbil, or bird, and includes reptiles and other animals if they are kept inside a dwelling unit, but does not include livestock, poultry, or wildlife as defined by the *Wildlife Act*;

“picnic eating areas and picnic shelters” means any area with picnic tables constructed, installed, and maintained by the District;

“playground” means land within the District, or controlled by the District, upon which structures and/or apparatus are placed intended for the use by children including but not limited to swings and slides;

“poultry” includes a chicken, turkey, duck, goose, pigeon, swan or peafowl, but excludes birds that are kept inside a home as pets;

“public place” includes but is not limited to any highway, boulevard or park, or other real property owned, held, operated or administered by the Municipality or by a school district located in the Municipality;

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“rooster” means a male chicken;

“Swimming Beach” means any beach that is designated by the Director as a beach used for swimming or sunbathing;

“SPCA” means the West Vancouver branch of the British Columbia Society for the Prevention of Cruelty to Animals;

“sports fields” means land within the District, or controlled by the District, which is designated and used for the playing of a sport including, but not limited to, baseball diamonds, field hockey or cricket pitches, rugby, soccer, or football fields;

“unaltered dog” means a dog that has not been spayed or neutered;

“under control” means, in respect of any dog, leashed or unleashed, such circumstances where the dog:

- a) Immediately returns when called by the person who owns or has care and control of the dog, and
- b) Is not aggressive, harassing or attacking any person, wildlife or other animal or pet.

“unlicensed dog” means a dog over the age of six months that is not licensed by the Municipality or is not wearing a valid dog license tag.

Part 5 Application

5.1 Exempt Animals

5.1.1 A dog:

- (a) used by government law enforcement agencies is exempt from this Bylaw; and
- (b) used as a guide animal pursuant to the *Guide Animal Act* is exempt from the licensing fees set out in this Bylaw.

5.2 Authority of Bylaw Enforcement Officer

- 5.2.1 Every Bylaw Enforcement Officer is authorized to enter at all reasonable times upon any land in the Municipality for the purpose of ascertaining whether the requirements of this Bylaw are being observed.
- 5.2.2 No person shall hinder, interfere with or obstruct the entry of the Enforcement Officer onto any land, into any building, or any vehicle to which entry is made or attempted pursuant to the provisions of this Bylaw.
- 5.2.3 No person may, directly or indirectly, delay or interfere with an Enforcement Officer in issuing a ticket or bylaw notice or otherwise carrying out his or her duties in accordance with this Bylaw.
- 5.2.4 No person may refuse to comply with the lawful direction of any Enforcement Officer.

5.3 Animal Control Facility

- 5.3.1 Council establishes the SPCA building at 1020 Marine Drive, West Vancouver (District Lot 237, unsubdivided Portion North of PGE Shown on Explanatory Plan 4012) as the Municipality's Animal Control Facility, and appoints the SPCA to operate and maintain the Animal Control Facility.

Part 6 Licencing Requirements

6.1 Dog Licence Required

- 6.1.1 No person may keep or permit to be kept on a parcel a dog over the age of six months (except at the Animal Control Facility, or in the lawful and licensed operation of a pet store, veterinary

medical clinic, or pet care establishment) unless a dog licence has been obtained from the Municipality for that dog.

- 6.1.2 Every owner of a dog must in respect of each calendar year make application to the Municipality for a dog licence on the form provided by the Municipality, and pay the fee set out in Schedule 2 of Fees and Charges Bylaw No. 4414, 2005.
- 6.1.3 If a dog is validly licensed outside the Municipality and moves to the Municipality, the owner must submit the previous licence to the Municipality within 14 days, and pay the tag replacement fee set out in Schedule 2 of Fees and Charges Bylaw No. 4414, 2005.
- 6.1.4 No dog licence shall be issued to or in the name of any person under the age of 18 years.
- 6.1.5 A person who acquires a dog must obtain a new dog licence within 14 days, even if the dog is already licensed within the Municipality.
- 6.1.6 A person may only obtain a licence for an aggressive dog if the aggressive dog has a numeric or alpha-numeric identification tattoo, the details of which are included in the application for a licence or licence renewal.
- 6.1.7 When a licence application meets the requirements of the Municipality's bylaws, and the correct fee as well as all outstanding fines, charges and fees related to that dog have been paid, the Inspector may issue a dog licence and tag to the applicant.
- 6.1.8 Every dog owner must ensure that a valid dog licence tag is displayed on the dog at all times by affixing it to the dog's collar or harness.
- 6.1.9 If a dog licence tag is lost, stolen or is otherwise rendered unreadable, the dog owner must within 10 days make application to the Municipality to replace the tag and pay the tag replacement fee set out in Schedule 2 of Fees and Charges Bylaw No. 4414, 2005.
- 6.1.10 Every dog licence issued under this Bylaw expires on the 31st day of December in the year it was issued, and is valid only in respect of the dog for which it is issued.

- 6.1.11 Where a dog is licenced but subsequently becomes an aggressive dog, the dog licence becomes invalid and the dog owner must obtain a new Licence for that dog within 14 days.
- 6.2 Revocation of Dog Licence
 - 6.2.1 A person who fails to pay any required licencing or impoundment fees in relation to their dog may have their licence revoked by the Inspector, and not reinstated until all fees are paid.
 - 6.2.2 Where a dog is an aggressive dog under this Bylaw and that dog is the subject of five (5) bylaw notices or municipal ticket informations over the lifetime of the dog, the dog licence will be revoked.
 - 6.2.3 A person whose dog licence has been revoked under this Bylaw shall be given notice delivered to the address indicated on the dog licence application.
 - 6.2.4 A person whose dog licence is revoked for a reason other than failing to pay required fees, may make representations to Council through a letter sent within seven (7) days of receiving notice of the revocation. The letter should be sent to the Municipal Clerk and will be distributed to Council for consideration at a scheduled meeting of Council.
 - 6.2.5 Unlicensed dogs are not permitted to reside in the Municipality and must removed from the Municipality's jurisdiction within 14 days of the revocation of the licence, or Council's reconsideration of the revocation pursuant to the above provision, whichever is later.
- 6.3 Number of Dogs Allowed
 - 6.3.1 No person may keep, or permit to be kept, more than three dogs on any parcel except at the Animal Control Facility, or in the lawful and licensed operation of a pet store, veterinary medical clinic, pet care establishment, or a Dog Walking Business.

Part 7 General Regulations

- 7.1 Running at large
 - 7.1.1 The owner of an animal, with the exception of a cat, must not allow or permit that animal to be at large.
- 7.2 Dog Walking

7.2.1 No person shall:

- (a) allow a dog to be in a public place that is listed in Schedule “A” of this Bylaw;
- (b) fail to keep a dog under control in an area under Schedule “B” of this Bylaw; or
- (c) walk more than three dogs in a public place at any one time, except for Commercial Dog Walkers in accordance with Part 8 of this Bylaw.

7.3 Animal Waste

- 7.3.1 No owner of an animal may allow the animal to leave or deposit excrement on any public place or on private property other than the property of the owner, unless the owner immediately takes steps to remove such excrement and to dispose of it in a sanitary manner.

7.4 Harassment

- 7.4.1 Every owner of an animal must ensure that the animal does not:
- (a) kill or injure a person or pet; or
 - (b) aggressively pursue or harass a person or pet without provocation.

7.5 Dog in Heat

- 7.5.1 The owner of an unaltered female dog must at all times when the dog is in heat either:
- (a) keep the dog securely confined indoors or within a building or enclosure which will prevent the escape of the dog or the entry of other dogs; or
 - (b) keep the dog on a leash while it is being walked off the owner's property.

7.6 Boarding Kennels

- 7.6.1 No person may board dogs overnight for a fee in the Municipality except as follows:
- (a) the Animal Control Facility established by the Municipality under section 5.3 of this Bylaw may board dogs for a fee;

- (b) a veterinary medical clinic may keep dogs overnight for a fee for the purpose of medical care or treatment; or
- (c) a pet store may keep dogs that are for sale overnight.

7.7 Protection of Animals

7.7.1 Every owner of an animal must ensure that 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 the maintenance of normal body weight;
- (b) clean and disinfected food and water receptacles that are located so as to avoid contamination by excrement;
- (c) the opportunity for periodic exercise sufficient to maintain good health; and
- (d) necessary veterinary medical care when the animal exhibits signs of pain or suffering.

7.7.2 No person may keep an animal outside, unless the animal is provided with a shelter that meets the following requirements:

- (a) protection from heat, cold and wet that is appropriate to the animal's weight and type of coat;
- (b) sufficient space to allow the animal the ability to turn about freely and to easily stand, sit and lie in a normal position, and specifically with a length of at least 1 ½ times the length of the animal and a height of at least the animal's height measured from the ground to the highest point of the animal when standing in a normal position plus 10%, and a width at least the same as the animal's length;
- (c) protection from the direct rays of the sun.

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7.7.3 Every owner of an animal shelter, pen, cage, run area or chicken enclosure must ensure that the area is clean, sanitized, free from vermin, and that all excrement is removed at least once a day.

7.7.4 No person may cause an animal to be hitched, tied or fastened by any rope, chain or cord that is directly tied around the animal's neck or to a choke collar.

7.8 Transportation of Animals

- 7.8.1 No person may cause or permit an animal to be confined in an enclosed space, including a motor vehicle or boat, unless
- (a) fresh air ventilation is provided by a vent or opening of at least 500 cm² (77.5 in²); and
 - (b) the temperature in the enclosed space does not exceed 30 degrees Celsius.
- 7.8.2 No person may transport an animal in a vehicle outside the passenger compartment unless it is confined in a pen or a 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.

Part 8 Commercial Dog Walking

8.1 Dog Walking Permit

- 8.1.1 In accordance with section 7.2.1(c), a Commercial Dog Walker may walk up to six (6) dogs at one time in a park or public place listed in Schedule "C".
- 8.1.2 Subject to section 8.1.3(b), the Inspector may issue a dog walking permit to a Dog Walking Business for each Commercial Dog Walker identified under subsection (d), upon receipt of the following:
- (a) A valid application form provided by the Municipality and completed by the owner of the Dog Walking Business for one or more dog walking permits;
 - (b) Proof that the applicant Dog Walking Business has a valid business licence issued by the Municipality;
 - (c) Proof that the applicant Dog Walking Business has and maintains comprehensive general liability insurance, in accordance with section 8.2.1(j);
 - (d) The full name of each Commercial Dog Walker who will walk client dogs on behalf of the Dog Walking Business; and

- (e) Payment of a non-refundable fee of \$50.00 for each Commercial Dog Walker identified under subsection (d) and the fee to replace any Dog Walkers' name with another name shall be \$25.00;
- (f) Written proof that each dog walker is a minimum of eighteen (18) years of age or older;
- (g) Payment of a non-refundable Commercial Park Use permit fee for each Commercial Dog Walking Business referenced in the following rate table:

Location of Commercial Dog Walking Business	Number of Commercial Dog Walkers				
	1	2	3	4	5
Within District of West Vancouver	\$200.00	\$400.00	\$600.00	\$800.00	\$1000.00
Not within District of West Vancouver	\$250.00	\$500.00	\$750.00	\$1000.00	\$1250.00

- (h) The annual Commercial Park Use permit fee shall be paid at the time of application.
- (i) The annual Commercial Park Use permit fee for a Dog Walking Business shall not be refunded or prorated once the permit has been issued.
- (j) The maximum number of Commercial Park Use permits issued by the District in one (1) calendar year shall be limited to one hundred (100).
- (k) The maximum number of Commercial Park Use permits issued to any one Commercial Dog Walking business is five (5) in one (1) calendar year.

8.1.3 Suspension of Dog Walking Permit

- (a) The Inspector may suspend or cancel one or all of the dog walking permits issued to a Dog Walking Business where the Inspector is satisfied that the Dog Walking Business or a Commercial Dog Walker employed by the Dog Walking Business has failed to comply with this bylaw.

- (b) Where the Inspector suspends or cancels a dog walking permit for a Commercial Dog Walker, the Inspector shall not issue another dog walking permit to the same Commercial Dog Walker for a period of one year.

8.2 Commercial Dog Walker Requirements

8.2.1 Every Commercial Dog Walker and Dog Walking Business shall comply with the following terms and conditions of a dog walking permit issued under section 8.1 of this Bylaw:

- (a) Only the Commercial Dog Walker named on the dog walking permit may use it, and only while employed by the Dog Walking Company that applied for the dog walking permit;
- (b) Every Commercial Dog Walker must wear his or her dog walking permit in a visible place at all times when walking client dogs;
- (c) Every Commercial Dog Walker must keep a client dog that he or she has not walked before on a leash at all times;
- (d) Every Commercial Dog Walker must maintain immediate control over the client dogs at all times, and must not permit client dogs to jump on or bark at other people;
- (e) Every Commercial Dog Walker must carry a leash for each client dog he or she is walking for use on any dog which does not respond to commands;
- (f) Every Commercial Dog Walker must immediately remove any dog excrement left by a client dog;
- (g) Every Dog Walking Business must ensure that it obtains a complete written history of each client dog on the form provided by the Municipality before a client dog is walked by the Dog Walking Business or a Commercial Dog Walker;
- (h) Every Commercial Dog Walker must have read and be familiar with the complete history as provided in (g) of each client dog he or she walks, including any history of aggressive behaviour;

- (i) Every Commercial Dog Walker and Dog Walking Business must keep a client dog, which displays or has displayed aggressive behaviour; on a leash at all times while in a public place;
- (j) Every Dog Walking Business must maintain comprehensive general liability insurance valid until the end of the calendar year, naming the Municipality as an additional insured, in an amount not less than two million dollars, for loss or damage arising from death, personal injury, or property damage arising directly or indirectly from the use of parks and public places in the Municipality by the Dog Walking Business;
- (k) Upon the request of the Inspector, every Dog Walking Business must provide to the Inspector proof of its current business licence and insurance; and
- (l) A dog walking permit issued under section 8.1 shall expire at the end of the calendar year.
- (m) Every Commercial Dog Walker shall wear a vest with the name of the Commercial Dog Walker company shown on the front and the back of the vest in the upper half of the vest. The upper half of the vest shall be of a bright colour approved by the Inspector. The vest's design shall meet the Inspectors approval. Alternatives to a vest may be approved by the Inspector provided that the name of the Commercial Dog Walker company is clearly displayed at all times;
- (n) Every dog walked by a Commercial Dog Walker shall wear a coloured dog tag, two (2) inches in diameter or larger, easily visible by people in the park or on a trail, which shall be an indication that the dog is a client dog. The inspector will select which colour of a dog tag is suitable in each calendar year;
- (o) Every Commercial Dog Walker must carry a leash and have a collar for each client Dog he or she is walking;
- (p) All dogs under the control of Commercial Dog Walkers must be on a leash for the first fifty (50) metres from park and trail entrances and exits;

- (q) Commercial Dog Walkers shall not walk their client dogs together and stay within two hundred (200) metres of each other, while both Commercial Dog Walkers are walking in the same direction unless the total number of dogs is not greater than the maximum permitted for any one Commercial Dog Walker.
- (r) Every Commercial Dog Walker shall only walk client dogs as per "Schedule C – Commercial Dog Walker Areas" specifying commercial dog walking locations, days and times and for further clarification shall specifically avoid walking their client dogs in the designated areas shown on Schedules C-1, C-2 and C-3 Commercial Dog Walker Restricted Areas.

Part 9 Dangerous Animals

9.1 Dangerous Dogs

- 9.1.1 Every owner of an aggressive dog or other dangerous animal must at all times keep the animal:
 - (a) securely confined indoors such that the animal cannot escape; or
 - (b) in an enclosed pen or cage that prevents the entry of young children and prevents the animal from escaping, if the animal is not a dog; or
 - (c) in an enclosure as defined by this Bylaw if the animal is a dog or enclosed in accordance with section 9.2 of this Bylaw if the dog is a registered guard dog; or
 - (d) on a leash or tether no more than 1.5 metres (4.9 feet) in length held by and under the immediate control of a competent adult skilled in animal control. Furthermore, the leash or tether must be of sturdy material and not attached to a retracting mechanism.
- 9.1.2 In addition to section 9.1.1:
 - (a) Every owner of an animal that has bitten a person or pet must keep the animal muzzled while in a public place.

- (b) Every owner of an aggressive dog must ensure that the dog can be identified by way of a numeric or alphanumeric tattoo or other permanent identification device.
- (c) Every owner of an aggressive dog or a dangerous animal must post warning signs which give clear notice of the dog's or animal's presence to anyone visiting the property as follows:

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- (i) with lettering stating that an "aggressive dog on premises" or "dangerous animal on premises", as the case may be, and the sign shall contain no other "copy" as defined by the West Vancouver Sign Bylaw No. 4499, 2007;

- (ii) the lettering on the signs must be clearly visible from the lesser of the curb line or 15 metres (49.2 feet) away;

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- (iii) the signs must be posted in each driveway or entrance to the property and, if other than a single family property, at all exterior doors of the building;

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- (iv) and the signs must not be larger than 1.5 square meters (4.9 square feet), nor smaller than .75 square meters (2.5 square feet);

- (d) Every owner of an aggressive dog or a dangerous animal must build an enclosure on their property as defined by this Bylaw.

9.2 Guard Dogs

- 9.2.1 Every owner of a guard dog, which is not confined within a locked building on the property, must ensure that:

- (a) the outdoor area where the dog is kept is completely fenced by means of a secure fence, constructed in a manner that will keep the dog from escaping, with a minimum height of 1.8 metres, and with gates in the fence secured against unauthorized entry, or
- (b) the dog is securely confined in a fully enclosed pen or cage which will prevent unauthorized entry and prevent the dog from escaping.

- 9.2.2 Every owner of a guard dog must post warning signs which give clear notice of the dog's presence to anyone visiting the property as follows:
- (a) the lettering on the signs must be clearly visible from the lesser of the curb line or fifty feet away; and
 - (b) the signs must be posted in each driveway or entrance to the property and, if other than a single family property, at all exterior doors of the building.
- 9.2.3 Before bringing a guard dog into or using a guard dog in the Municipality, every owner of a guard dog must register the dog with the Inspector as a guard dog and record with the Inspector:
- (a) the address where the dog is usually kept and the address of each parcel that the dog will be guarding;
 - (b) the approximate hours during which the dog will be performing guard duties;
 - (c) the age, sex, breed and dog licence number of the dog; and
 - (d) the full name, address and telephone number of the owner and any other individual who will be responsible for the dog while it is on guard duty.
- 9.2.4 Should any of the information provided under section 7.2.3 need to be changed, the owner must communicate the change in writing to the Inspector at least 24 hours before the change occurs.

Part 10 Other Animals

10.1 Prohibited Animals

- 10.1.1 No person may keep an animal in the Municipality:
- (a) other than a pet unless permitted under sections 10.1.2 – 10.3 of this Bylaw;
 - (b) that is the product of breeding with a wolf, including a wolf/dog cross.
- 10.1.2 The prohibition in section 10.1.1 does not include:

- (a) an animal participating in or forming part of any lawful parade, circus, show or other public demonstration; or
- (b) an animal being driven or conveyed through and beyond the Municipality.

10.2 Cats

- 10.2.1 No person may keep or permit to be kept more than six weaned cats on any one parcel, except at the Animal Control Facility, or in the lawful and licensed operation of a pet store, veterinary medical clinic, or pet care establishment.

10.3 Livestock

- Amendment Bylaw No. 4871, 2016 10.3.1 No person may keep or permit to be kept livestock; other than a chicken where permitted under the Municipality's Zoning Bylaw and in compliance with all other applicable bylaws.

10.4 Chickens

- Amendment Bylaw No. 4871, 2016 10.4.1 No person may:
- (a) keep a rooster of any age;
 - (b) keep a chicken that is less than 4 months old;
 - (c) keep more than 6 chickens on any one lot, as defined by the Zoning Bylaw, despite the number of dwelling units permissible on that lot;
- Amendment Bylaw No. 4871, 2016 10.4.2 A person who keeps one or more chickens must:
- (a) register the chickens with the District by filling out all fields of the chicken registration form and submitting it to the District;
 - (b) construct and maintain a chicken enclosure, including a chicken coop and a chicken run;
 - (c) provide and maintain a floor of any combination of vegetated or bare earth in each chicken enclosure;
 - (d) provide and maintain in the chicken coop at least one perch, for each chicken, that is at least 15 cm long, and at least one nest box per chicken coop;
 - (e) construct and maintain each chicken enclosure to prevent any rodent from harbouring underneath or within it or

within its walls, and to prevent entrance by any other animal;

- (f) secure all food containers indoors or in a manner to prevent access by vermin, wildlife and other animals;
- (g) remove leftover feed, trash, and manure in a timely manner so as to prevent obnoxious odours, attraction of pests and wildlife, or conditions that could interfere with the health and well being of a chicken;
- (h) follow bio-security procedures recommended by the *Canadian Food Inspection Agency*;
- (i) keep chickens for personal use only, and not sell, trade or barter eggs, manure, meat, or other products derived from the chickens;
- (j) not slaughter, or attempt to euthanize, a chicken on the property;
- (k) not bury a chicken on the property;
- (l) not dispose of a chicken except by delivering it to the pound keeper, or to a farm, abattoir, veterinarian, or other facility that has the ability to dispose of chickens lawfully;
- (m) not keep a chicken in a cage other than a chicken enclosure unless for the purpose of transport;
- (n) ensure that all chickens are kept within a secure and locked coop from dusk until dawn or from 9:00 p.m. where dusk falls later than 9:00 p.m. until 7:00 a.m. where dawn occurs earlier than 7:00 a.m.;
- (o) ensure that each chicken remains at all other times in the chicken enclosure;
- (p) not deposit manure in the municipal sewage or storm drain system.

Part 11 Impounding of Dogs and Other Animals

11.1 Impoundment

11.1.1 A Bylaw Enforcement Officer may:

- (a) alone or with others, seize, impound or detain an unlicensed dog, or seize, impound or detain any licensed dog or other animal found to be running at large,
- (b) alone or with others, seize, impound or detain any licensed or unlicensed dog or other animal found to be at large.

11.1.2 If an animal is impounded under this Bylaw:

- (a) a Bylaw Enforcement Officer or the SPCA must take reasonable efforts to find and notify the owner if the animal is wearing a dog licence tag;
- (b) the owner of an animal that has been impounded must recover the animal from the Animal Control Facility within seven (7) days from the time of impoundment or notification under subsection (a), whichever is the later, and pay the impoundment and boarding fees prescribed in Fees and Charges Bylaw No. 4414, 2005, in accordance with the number of days the animal was impounded. The SPCA may sell, dispose of, or humanely destroy an animal after the expiration of seven days from the day of impoundment or notification under subsection (a), whichever is the later.

11.1.3 The owner of an aggressive dog that has been impounded pursuant to this Bylaw may only reclaim the dog upon application to the Animal Control Officer with the following:

- (a) proof of ownership of the aggressive dog;
- (b) proof that the aggressive dog has been tattooed or can be identified in accordance with section 9.1.2(b) of this Bylaw, or that the owner consents to allow the Animal Control Facility to tattoo the aggressive dog;
- (c) payment of the fees set out in Schedule 2 of the Fees and Charges Bylaw No. 4414, 2005; and,

- (d) delivery to the Animal Control Officer of an executed statement in the form prescribed in Schedule “D” of this Bylaw.

- 11.1.4 In addition to the power to seize and detain a dog under this Bylaw, Bylaw Enforcement Officers are designated as animal control officers under s.49 of the *Community Charter*, and may seize dangerous dogs pursuant to those provisions.
- 11.1.5 Notwithstanding section 11.1.3 of this Bylaw, where a dangerous dog is seized pursuant to s.49 of the *Community Charter*, or where the Municipality is otherwise making an application under s.49 of the *Community Charter* for an order for the destruction of a dangerous dog, the animal control officer may refuse to release the dangerous dog to the owner in accordance with s.49 of the *Community Charter*.
- 11.1.6 The owner of a dog seized or impounded by the Municipality under s.49 of the *Community Charter* must pay the impoundment fees prescribed in the Fees and Charges Bylaw No. 4414, 2005 in accordance with the number of days the animal is impounded, on a weekly basis.

11.2 Disposal

- 11.2.1 The SPCA may sell, dispose of or humanely destroy a dog seized or impounded under s.49 of the *Community Charter* for which the impoundment fees are two weeks overdue.

Part 12 Offence and Penalty

- 12.1 Every person who violates a provision of this bylaw, or who consents, allows or permits an act or thing to be done in violation of a provision of this bylaw, or who neglects or refrains from doing anything required by a provision of this Bylaw, is guilty of an offence and is liable, upon summary conviction, to a fine not exceeding \$10,000 and not less than \$2,500.
- 12.2 Each day that a violation continues or exists under this Bylaw is a separate offence.

Schedules

Schedule A – Prohibited Areas

Schedule B – Off Leash Areas

Schedule C – Commercial Dog Walker Areas

Schedule D – Application for Release of Aggressive Dog

READ A FIRST TIME on May 26, 2008

READ A SECOND TIME on May 26, 2008

READ A THIRD TIME on May 26, 2008

ADOPTED by the Council on June 2, 2008

Mayor

Municipal Clerk

Schedule A – Prohibited Areas

(Updated by Animal Control Bylaw No. 4545, 2008, Amendment
Bylaw No. 4654, 2010)

Pursuant to Section 7.2.1(a), dogs are prohibited in the following:

1. In, on, or within 5 metres of:
 - 1.1 Playgrounds
 - 1.2 Sports Fields
 - 1.3 Municipal Golf Courses
 - 1.4 Tennis or Basketball Courts
 - 1.5 Wading Pools
 - 1.6 Recreational Swimming Beaches
 - 1.7 Food Service Areas or Concessions
 - 1.8 Picnic Eating Areas and Picnic Shelters
 - 1.9 Ambleside Lagoon
 - 1.10 Municipal and Public Buildings (including daycares, recreation, and community centres) except for within 5 metres of the Ferry Building at 1414 Argyle Avenue

except where the dog is on the Ambleside Dog Path as marked and shown generally in Schedule A2, or is on a public road (including sidewalks adjacent to public roads).
2. Allotment Gardens (Argyle 1 and Argyle 2)
3. Ambleside Pier
4. Capilano River Reservoir
5. Capilano View Cemetery
6. Centennial Seawalk (except dog path 19th – 24th)
7. Dundarave Park
8. Eagle Lake Reservoir
9. Hugo Ray Park
10. Irwin Park
11. John Lawson Park
12. Lighthouse Park Including Foreshore (except on trails)

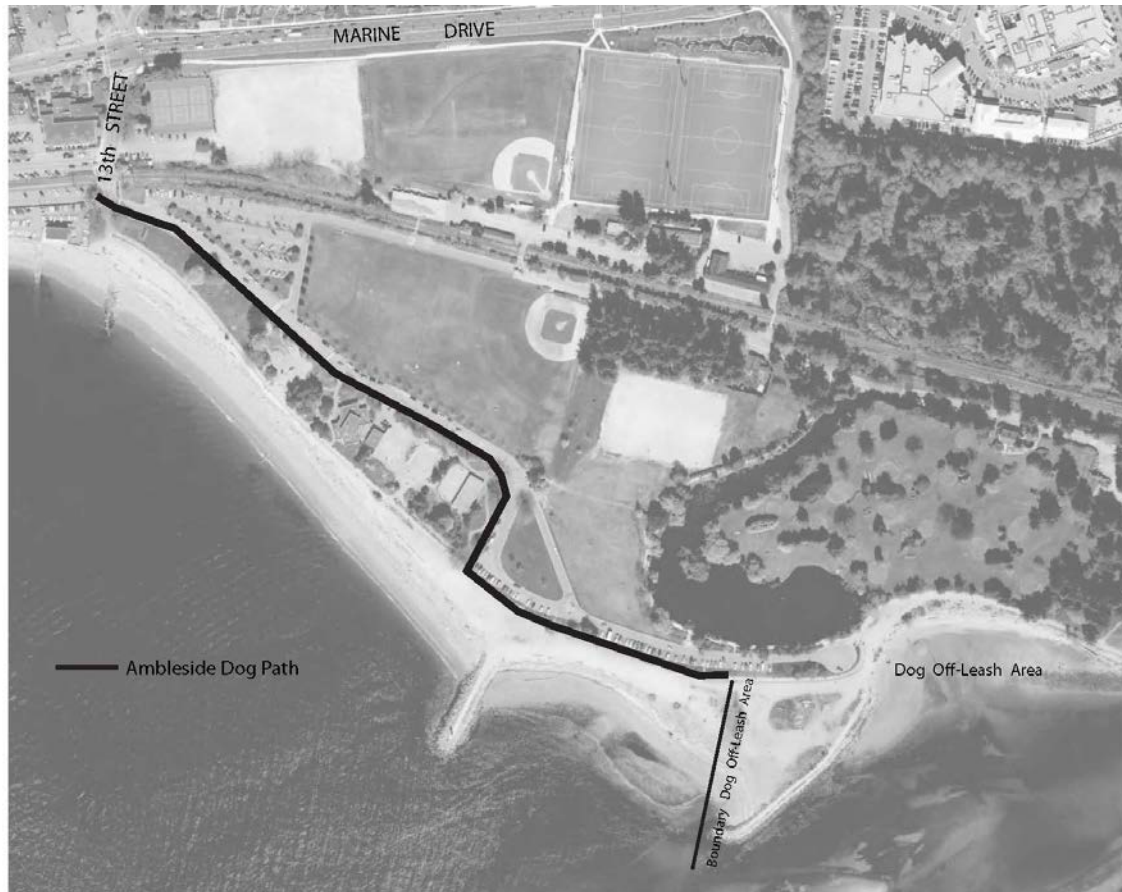
Amendment Bylaw
No. 4654, 2010

13. Old Growth Conservancy (Schedule C2)
14. Park Washrooms and Toilet Buildings
15. Undeveloped Lands above the Trans Canada Highway (except walking trails and fire access roads)
16. Whyte Lake and Surrounding Shoreline

Schedule A2 – Ambleside Dog Path

(Updated by Animal Control Bylaw No. 4545, 2008, Amendment
Bylaw No. 4654, 2010)

Pursuant to Section 1 of Schedule A:



Schedule B – Off Leash Areas

Pursuant to Section 7.2.1(b), a maximum of three dogs per owner are permitted off leash and under the immediate control of an owner in the following areas:

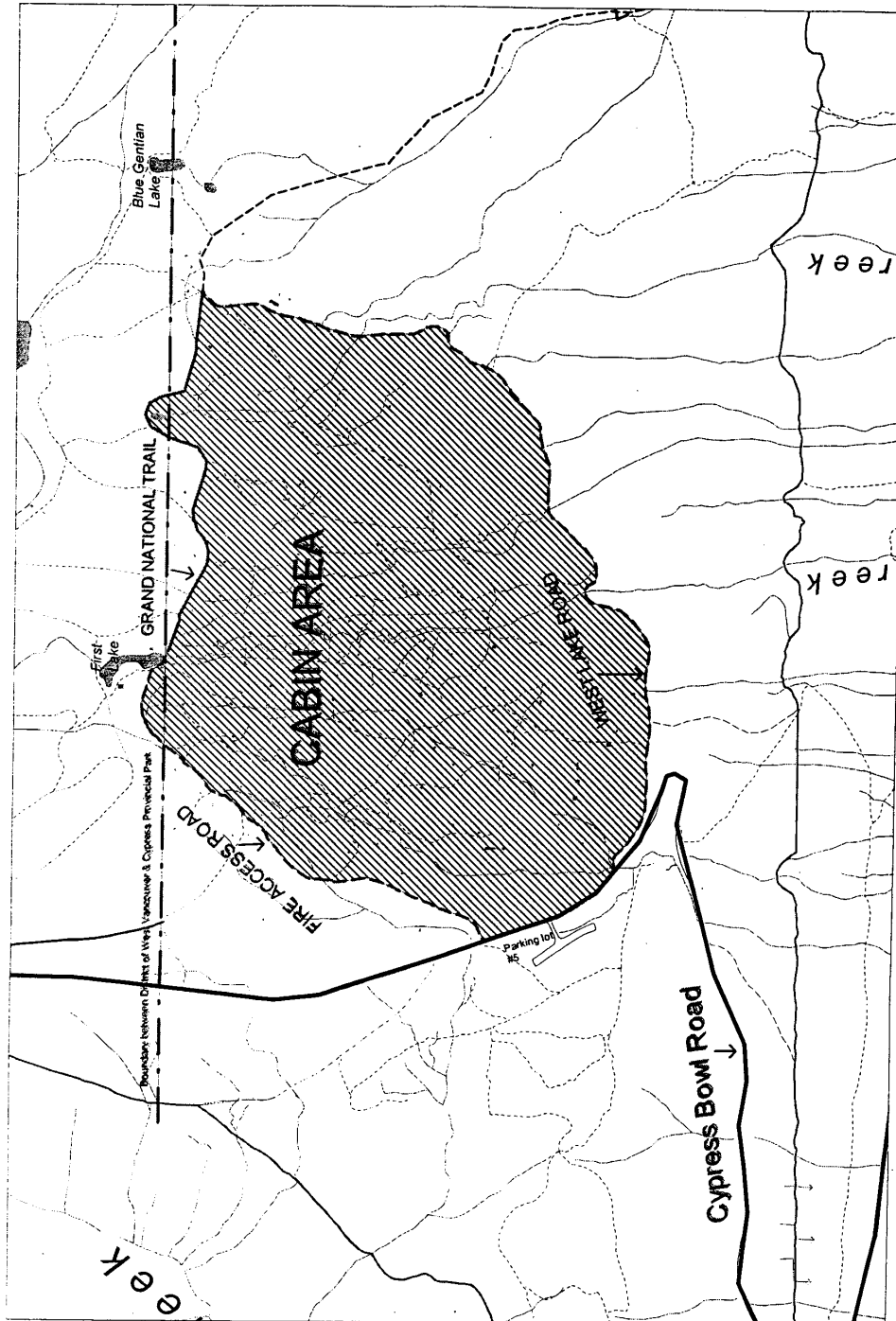
1. Ballantree Park
2. Benbow Park
3. Centennial Seawalk (north of fence from 19th to 24th Street only)
4. Clovelly Walk
5. Cypress Falls Park
6. Douglas Woodward Park
7. Hay Park
8. On Walking Trails and Fire Access Roads in the Undeveloped Lands above the Upper Levels Highway
9. Klahanie Park (trails only)
10. Lighthouse Park (trails only)
11. McKechnie Park
12. Seaview Walk
13. Westhill Park
14. Whytecliff Park

Schedule C – Commercial Dog Walker Areas

Pursuant to Section 6.2.1(c) and Part 9, a Commercial Dog Walker is permitted to walk up to six (6) dogs under the immediate control of the Commercial Dog Walker only in the following parks or public trails during the posted park or trail operating hours, except that on weekends Commercial Dog Walkers may only walk a maximum of three dogs.

1. Ballantree Park
2. Cypress Falls Park
3. Douglas Woodward Park
4. Klahanie Park (trails only)
5. McKechnie Park
6. On Trails and Fire Access Roads on public property north of the Trans Canada Highway, with the exception of the Cabin Area as shown on Schedule C1. (For further certainty, the Cabin Area includes the following roads and trails:
 - 6.1. West Lake Road
 - 6.2. Hollyburn Ridge Cabin Area Fire Access Road; and
 - 6.3. The Grand National Trail.

Schedule C1 – Restricted Area – Cabin Area



This schedule is attached to and forms part of Animal
Control and Licence Bylaw No 4208, 2000,
Amendment Bylaw No. 4293, 2002

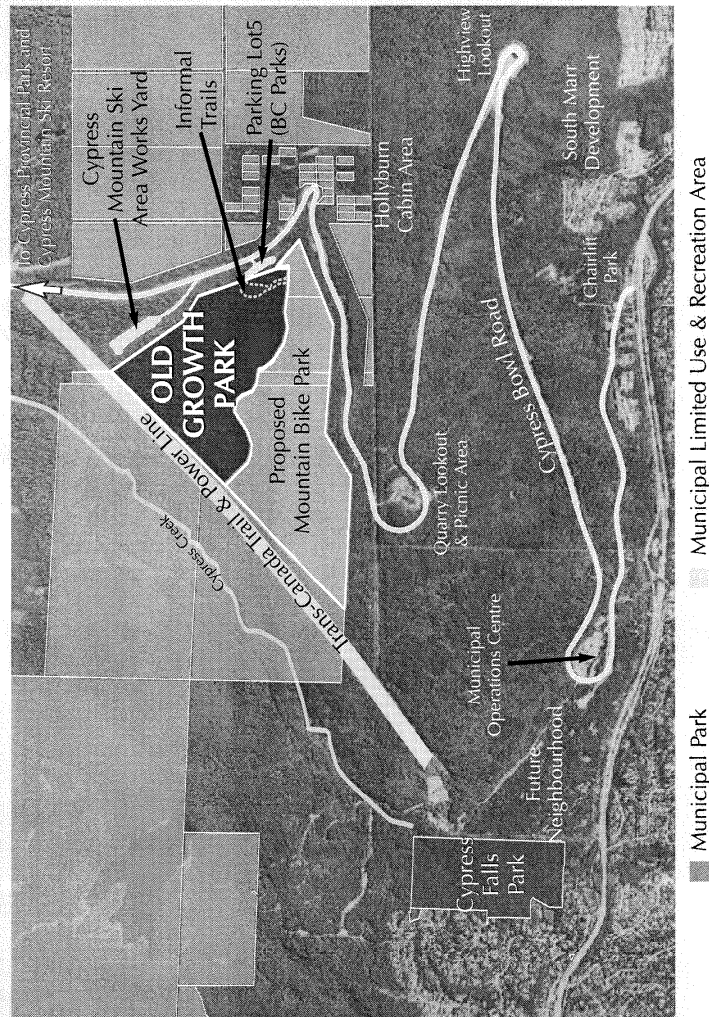
PROHIBITED COMMERCIAL DOG WALKING AREAS
Cabin Area and encompassing roads and trail - shaded

Schedule C2 – Restricted Area – Old Growth Park

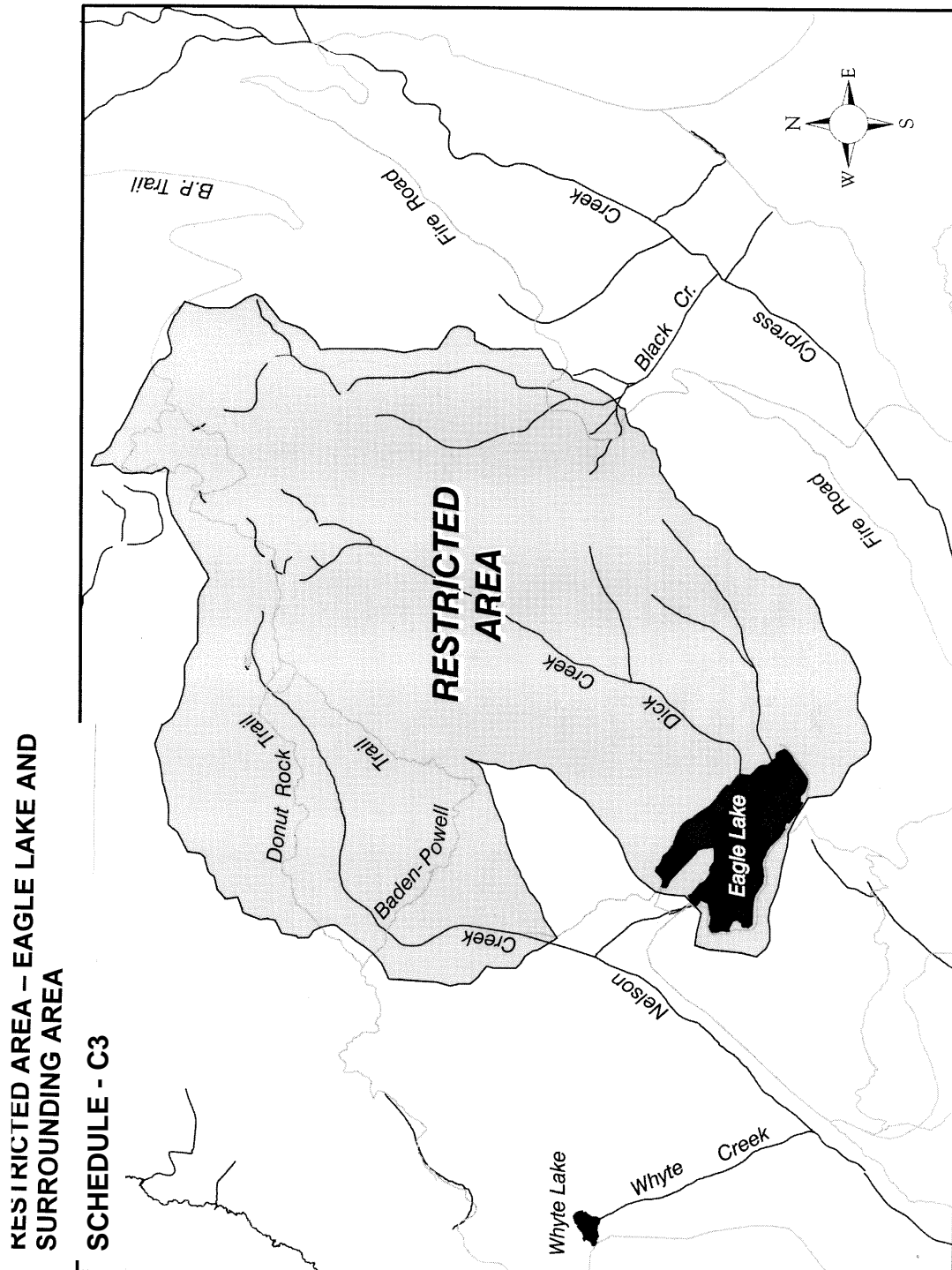
RESTRICTED AREA – OLD GROWTH PARK

SCHEDULE – C2

Old Growth Park Strategy for Protection Location & Surrounding Area



Schedule C3 – Restricted Area – Eagle Lake and Surrounding Area



Schedule D – Application for Release of Aggressive Dog

I, _____, of
(name of owner)

(address of owner)

in the District of West Vancouver, British Columbia, hereby apply for the release of a:

(colour, breed and sex of dog)

Named:

(given name of dog) (the "Dog")

which has been impounded pursuant to the District of West Vancouver Animal Control and Licence Bylaw, in force from time to time.

1. I am the owner of the Dog.
2. I am aware that the Dog is an "aggressive dog" within the meaning prescribed by the Bylaw and I am aware of the responsibility and potential liability that rests with me in keeping or harbouring the Dog.
3. In consideration of the release of the Dog to me, I hereby acknowledge, covenant and agree with the District of West Vancouver:
 - a) that I have constructed on the premises where the Dog will be kept an "enclosure" within the meaning prescribed by the Bylaw;
 - b) that I will at all times when the Dog is not effectively muzzled, on a leash and under the care and control of a person competent to control the dog, keep the Dog indoors or within a securely closed and locked enclosure;
 - c) that I will save harmless and indemnify the District of West Vancouver, its Animal Control Officers and any of its other officers, employees, agents or elected or appointed officials from and against any and all actions, causes of action proceedings, claims, demands, losses, damages, costs or expenses whatsoever and by whomsoever brought relating to the release of the Dog to me or the keeping or harbouring of the Dog by me, and without limiting the generality of the foregoing, for any personal injury or death inflicted on any other animal or any person by the Dog or any damage to property caused by the Dog; and
 - d) that I am aware that if the Dog is ever again found to be at large or not confined as herein before provided, that the District may seize the Dog and I will be liable for the for costs of impounding and the dog as an aggressive dog under the Bylaw.
5. I submit herewith the Sum of \$_____ in payment of all licence and impounding fees payable by me pursuant to the Bylaw.

Signature of Owner