

**TOWN OF MAGRATH
BYLAW NO. 1083**

**A BYLAW OF THE TOWN OF MAGRATH IN THE PROVINCE OF ALBERTA TO
PROVIDE FOR THE LICENSING, REGULATING AND CONFINEMENT OF DOGS.**

WHEREAS, by virtue of the power conferred on it by the Municipal Government Act R.S.A. 2000, Chapter M-26, the Council of the Town of Magrath, in the Province of Alberta, duly assembled, enacts as follows:

SECTION 1 - SHORT TITLE

1.1 This Bylaw shall be known and may be cited as the "Dog Control Bylaw" of the Town of Magrath.

SECTION 2 - INTERPRETATION

2.1 In this bylaw the following terms (unless the context specifically requires otherwise) shall have the following meanings:

- (1) **"At Large"** shall mean where a Dog which is at any place other than the property of the Owner or Permitted Property and is not being carried by any person or is not otherwise restrained by a Permitted Leash held by a person and that leash is attached to a choke chain, collar or harness securely holding that Dog;
- (2) **"Bylaw"** means the Town of Magrath Dog Control Bylaw No. 1083 as may be amended from time to time;
- (3) **"Controlled Confinement"** shall mean the confinement of a Dog in a pen, cage or building or securely tethered in a manner that will not allow the Dog to bite, harm or harass any person or animal;
- (4) **"Damage to Public or Private Property"** shall include defecating on such property;
- (5) **"Dog"** shall mean either the male or female of any domesticated canine species;
- (6) **"Dog Control Officer"** shall mean a Bylaw Enforcement Officer appointed by the Town to do any act or perform any duties under this Bylaw and includes a member of the Royal Canadian Mounted Police and, when authorized, a Special Constable;
- (7) **"Dog Fancier's License"** shall mean a license issued by the Town in accordance with the provisions of section 3.13, herein;

- (8) **“Dog Show”** shall mean any event for the purpose of showing or exhibiting Dogs which is sanctioned or recognized by the Canadian Kennel Club or the Town of Magrath Dog Control Officer;
- (9) **“Dog Training School”** shall mean any facility for which the primary purpose is the training of Dogs, and at which facility Dog training activities are under the direct control and supervision of a Dog trainer;
- (10) **“Entrance”** shall mean any access to Property of the Owner by which persons or vehicles may enter onto Property of the Owner;
- (11) **“Household”** shall mean a self-contained residential unit within which an Owner usually resides;
- (12) **“Land Use Bylaw”** shall mean the Town’s Land Use Bylaw 1053A, as amended from time to time or replaced by a land use bylaw enacted pursuant to the Municipal Government Act, R. S.A. Chapter M-26 as amended;
- (13) **“License”** shall mean a Dog License issued by the Town in accordance to the provisions of this Bylaw;
- (14) **“License Tag”** shall mean an identification tag issued by the Town showing the license number for a specific Dog;
- (15) **“License Fee”** shall be that fee set out in Schedule “B” of this Bylaw;
- (16) **“Muzzle”** shall mean any humane device which prevents a Dog from biting or otherwise injuring with its mouth any person, animal or property;
- (17) **“Ordinarily Resident”** shall mean usually present on a particular property;
- (18) **“Owner”** shall mean:
 - (i) a person who has the care, charge, custody, possession or control of a Dog;
 - (ii) a person who owns or who claims any proprietary interest in a Dog;
 - (iii) a person who harbors, suffers or permits a Dog to be present on any property owned or under his control;
 - (iv) a person who claims and receives a Dog from the custody of the Town Dog Shelter or a Dog Control Officer, or
 - (v) a person to whom a License Tag was issued for a Dog in accordance with this Bylaw,

and for the purposes of this Bylaw a Dog may have more than one (1) Owner;

- (19) **“Permitted Leash”** shall mean a leash adequate to control the Dog to which it is attached, and which leash shall not exceed two metres in length;
- (20) **“Permitted Property”** shall mean private property upon which the Owner has the express permission of the owner of that property to allow the Owner’s Dog to be At Large, or a Public Property Area which the Town, by resolution of Council, has designated that Dogs may be At Large and which public property is posted with signs to that effect. This provision shall not apply to Restricted Dogs and Vicious Dogs;
- (21) **“Possession”** shall mean:
- (i) having physical or effective control of a Dog;
 - (ii) having given physical or effective control of a Dog to another person for the purpose of controlling the Dog for a period of time;
 - (iii) where one of two or more persons has physical or effective control of a Dog, it shall be deemed to be in the control of each and all of them;
- (22) **“Prohibited Dog”** shall mean any Dog included in “Schedule D” of this Bylaw.
- (23) **“Property of the Owner”** shall mean any property in which the Owner has a legal or equitable interest or over which the Owner has been given the control over, or use of, by the legal or equitable Owner of the property, and which property shall include, without limiting the generality of the foregoing, land, buildings and vehicles;
- (24) **“Public Property Area”** shall mean property owned by, or under the control and management of, the Town or any other public or governmental authority within the municipal boundaries of the Town, which, without limiting the generality of the foregoing shall include parks and school grounds;
- (25) **“Replacement License Tag”** shall mean a License Tag to replace a lost or damaged License Tag, pursuant to Section 3.9, herein;
- (26) **“Restricted Dog”** shall mean any Dog included in “Schedule C” of this Bylaw;
- (27) **“Secure Enclosure”** shall mean a building, cage or fenced area of such construction that will not allow the confined Dog or Dogs to escape from that enclosure;
- (28) **“Vehicle”** shall mean a device in, on or by which a person or thing may be transported or drawn on a highway;

- (29) **“Vicious Dog”** shall mean:
- (i) any Dog with a known propensity, tendency or disposition to attack, without provocation, any person or animal;
 - (ii) any Dog which has been deemed to be dangerous by a Justice, under the provisions of the Dangerous Dogs Act, R.S.A. Chapter D-3 , as amended;
- (30) **“Town”** shall mean the Town of Magrath, a municipal corporation in the Province of Alberta, or the geographical area contained within the boundaries of the Town of Magrath, as the context may require;
- (31) **“Town Dog Shelter”** shall mean premises designated by the Town for the impoundment and care of Dogs;
- (32) **“Violation Ticket”** shall mean a ticket as defined in the Provincial Offences Procedures Act, R.S.A. 2000, Chapter P-34, as amended.

SECTION 3 - LICENSING PROVISIONS

- 3.1 Every person who resides within the municipal boundaries of the Town and being the Owner of a Dog over the age of six (6) months shall on or before the second (2nd) day of January in each year, pay the License Fee as set out in “Schedule B” of this Bylaw, and obtain a License Tag for each Dog for the current year commencing on the third (3rd) day of January, by applying at the Town Office.
- 3.2 Every person who resides within the municipal boundaries of the Town who becomes the Owner of a Dog, or a person who takes up residence within the municipal boundaries of the Town and who is the Owner of a Dog which is not licensed in accordance with this Bylaw, shall pay the License Fee, as set out in “Schedule B” of this Bylaw, and obtain a License within fourteen (14) days after becoming the Owner of the Dog or being the Owner of the Dog and taking up residence within the Town.
- 3.3 A Dog Owner shall provide to the Town the following information with each application for a Dog License or a Dog Fancier’s License;
- 3.3.1 Name, telephone number and street or rural address of the Owner;
 - 3.3.2 Name and description of the Dog to be licensed;
 - 3.3.3 The breed or breeds of the Dog;
 - 3.3.4 A spay/neuter certificate or if unavailable a statutory declaration or other acceptable documentation establishing the Dog’s or vicious Dog’s age or that the Dog or vicious Dog is neutered or spayed; and

- 3.3.5 In the case of more than 2 Dogs, the owner is required to obtain a Dog Fancier's License. The application is to be accompanied by plans indicating size, type and location of kennels as well as a letter stating the purpose of more than 2 Dogs and signed statements of adjacent homeowners within the block that the applicant resides indicating they are aware of the application and that they have the right to comment within 14 days of the filing of this application.
- 3.3.6 Such other relevant and necessary information as may be required by the Town in respect to the License application.
- 3.4 Any person who provides the Town with false or misleading information with respect to the information required in Section 3.3 herein is guilty of an offense.
- 3.5 A License issued under this Bylaw shall not be transferable from one Dog to another, nor from one Owner to another.
- 3.6 Upon payment of the required License Fee and providing to the Town that information set out at Section 3.3 herein, an Owner will be supplied by the Town with a License Tag having a number which will be registered to that Dog.
- 3.7 An Owner shall ensure that the License Tag is securely fastened to a choke chain, collar or harness worn by the Dog, with the License Tag to be worn by the Dog at all times when the Dog is on property other than the property of the Dog Owner.
- 3.8 An Owner of an unlicensed Dog is guilty of an offense.
- 3.9 An Owner of a Dog, which has been licensed under this Bylaw, may obtain a Replacement License Tag to replace one, which has been lost or damaged, upon payment of the Replacement License Tag fee as set out in "Schedule B" of this Bylaw.
- 3.10 An Owner of a Licensed Dog is guilty of an offense if that Dog is not wearing a License Tag while on property other than the Property of the Dog Owner.
- 3.11 The provisions of Sections 3.1 to 3.8 herein, shall not apply to persons temporarily visiting the Town for a period not exceeding fourteen (14) days.
- 3.12 Notwithstanding the provisions of Sections 3.1 and 3.2 herein, persons who are handicapped by reason of sight or hearing impairment and who possess identification proving ownership of a Guide Dog for their use shall not be required to pay a License Fee to the Town.
- 3.13 Any person in possession of a valid Town Dog Fancier's License shall entitle that person to be the Owner of a maximum of 4 Dogs within the municipal boundaries of the Town.

- 3.14 A Dog Fancier's License may be issued by the Town to any person applying for such License upon the following conditions:
- 3.14.1 Providing the Town with the information required in Section 3.3 herein;
 - 3.14.2 Payment to the Town of an annual Dog Fancier's License Fee of \$100.00 as outlined in Schedule "B" for 3 or 4 Dogs on or before the second (2nd) day of January in each year for the current year commencing on the third (3rd) day of January;
 - 3.14.3 A valid Town Dog License must have been issued for each Dog owned by the person applying for the Dog Fancier's License;
 - 3.14.4 The Town may in its sole discretion revoke the Dog Fancier's License upon thirty (30) days notice.

SECTION 4 - DOG CONTROL PROVISIONS

- 4.1 An Owner whose Dog is At Large is guilty of an offense.
- 4.2 An Owner whose Dog barks or howls unprovoked for an uninterrupted period of ten minutes so as to disturb the quiet or repose of any person is guilty of an offense.
- 4.3 An Owner of any Dog which has damaged any Public Property Area or private property not the Property of the Owner within the municipal boundaries of the Town is guilty of an offense.
- 4.4 The Town may post signs indicating those Public Property Areas where Dogs are not permitted, and an Owner whose Dog is in an area where a sign prohibits the presence of Dogs, whether At Large or under the control of such Owner, is guilty of an offense.
- 4.5 Subject to Section 4.8 and Section 4.9 herein, no person shall own more than two (2) Dogs over the age of six (6) months which Dogs are located on any property within the municipal boundaries of the Town.
- 4.6 Notwithstanding any provision to the contrary in this Bylaw, no more than two (2) Dogs over the age of six (6) months shall be Ordinarily Resident in a Household within the municipal boundaries of the Town.
- 4.7 An Owner, who owns more than two (2) Dogs over the age of six (6) months as provided in Section 4.6 herein, is guilty of an offense.
- 4.8 Any person who is the Owner of two (2) or more Vicious or Restricted Dogs over the age of six (6) months located on any property within the municipal boundaries of the Town is guilty of an offense.

4.9 Sections 4.5, 4.6, 4.7, and 4.8 herein, shall not apply to:

- (a) Premises lawfully used for the care and treatment of Dogs, operated by, or under the supervision of a licensed Veterinarian;
- (b) Any premises which may be used for the purpose of a Dog Show;
- (c) Any person in possession of a valid Town Dog Fancier's License.

4.10 An Owner of a Dog is guilty of an offense if such Dog:

4.10.1 Attacks any person;

4.10.2 Threatens or harasses any person;

4.10.3 Chases any person while such person is on foot or bicycle;

4.10.4 Attacks, harasses, injures or kills any animal belonging to any person while the Dog is not on the Property of the Owner.

4.11 An Owner of a Vicious or Restricted Dog is guilty of an offense if such Dog is not at all times while on the Property of the Owner confined within a Secure Enclosure, unless such Dog is on a Permitted Leash held and controlled by the Owner.

4.12 An Owner of a Vicious or a Restricted Dog shall, at all times when such Dog is on the Property of the Owner, post each Entrance to that property with a clearly visible warning sign which warns that a Vicious or Restricted Dog is on the Property of the Owner.

4.13 Any Owner, who fails to post warning signs as required in Section 4.12 herein, is guilty of an offense.

4.14 An Owner of a Vicious or a Restricted Dog is guilty of an offense if such Dog is not, at all times while on property which is not the property of the Owner, confined within a Secure Enclosure, unless such Vicious or Restricted Dog is Muzzled and is on a Permitted Leash held and controlled by the Owner.

4.15 An Owner shall not be required to have a Restricted Dog muzzled and on a Permitted Leash while that Restricted Dog is being shown or displayed at a Dog Show, or is in attendance at a Dog Training School.

4.16 Any person who abuses or injures any Dog in the Town is guilty of an offense.

4.17 Any person who teases, torments or annoys any Dog in the Town is guilty of an offense.

4.18 Subject to section 4.19, any person who kills a Dog of which he is not the owner in the Town is guilty of an offense.

4.19 Section 4.18 herein, shall not apply to a Dog Control Officer pursuant to Section 5.4 herein.

- 4.20 Any person who without the authorization of the Owner unties, loosens or otherwise frees a Dog, which is not in distress, is guilty of an offense.
- 4.21 An Owner of a Dog shall, while that Dog is not on the Property of the Owner, ensure that any defecation by his/her Dog is immediately removed and disposed of in a sanitary manner.
- 4.22 An Owner, who fails to comply with the provisions of Section 4.21 herein, is guilty of an offense.
- 4.23 The Owner of a Dog shall ensure that when that Dog is in a vehicle that the Dog is either enclosed within the vehicle or if the Dog is in the uncovered box of a truck that the Dog is tethered in such a manner as to ensure that the Dog cannot fall out of or otherwise escape the truck.
- 4.24 An Owner who fails to comply with the provisions of Section 4.23 herein, is guilty of an offense.
- 4.25.1 Any person interfering with, hindering or impeding a Dog Control Officer in the performance of any duty authorized by this Bylaw is guilty of an offense. No person shall:
- (a) interfere with or attempt to obstruct a bylaw officer or poundkeeper who is attempting to capture, or who has captured any Dog in accordance with the provisions of this by-law; or;
 - (b) induce any Dog to enter a house or other place where it may be safe from capture, or otherwise assist the Dog to escape capture; or;
 - (c) falsely represent himself as being in charge or control of a Dog so as to establish that the Dog is not running at large as the term is defined in this by-law; or;
 - (d) unlock or unlatch or otherwise open the van or vehicle in which Dogs captured for impoundment have been placed so as to allow or attempt to allow any Dog or Dogs to escape therefrom; or;
 - (e) remove or attempt to remove any Dog from the possession of the poundkeeper or any of his assistants.
- 4.26 An Owner of a Prohibited Dog is guilty of an offense if such Dog is brought into the corporate boundaries of the Town of Magrath.
- 4.27 Dog Control Officer or a person acting under the Dog Control Officer's authority in accordance with Section 5.7 of the Bylaw may confine any Dog, the Owner of which has been issued a Violation Tag and/or Ticket under Section 4.10.1 of this Bylaw.

- 4.28 An Owner of a female Dog that is in heat shall keep the Dog confined on the owner's property until such time as the Dog is not in heat. An owner who fails to comply is guilty of an offence.

SECTION 5 - POWERS OF A DOG CONTROL OFFICER

- 5.1 Except as otherwise provided herein, a Dog Control Officer or any person acting under the authority of a Dog Control Officer is hereby empowered to carry out the duties described herein and to enforce the provisions of this Bylaw.
- 5.2 A Dog Control Officer or a person acting under the authority of a Dog Control Officer is authorized to capture and impound in the Town Dog Shelter any Dog which is At Large. A Dog Control Officer, but not a person acting under the authority of a Dog Control Officer, is further authorized to take such reasonable measures as are necessary to subdue such Dogs, including the use of tranquilizer equipment and materials. If any such Dog is injured, it may be taken to a Veterinarian for treatment and then to the Town Dog Shelter.
- 5.3 An impounded Dog may be kept in the Town Dog Shelter for a period of ninety-six (96) hours. Sundays and Statutory holidays shall not be included in the computation of the ninety-six (96) hour period. During this period, any Dog may be redeemed by its Owner, except as otherwise provided in this Bylaw, upon payment to the Town or its authorized agent of:
- 5.3.1 The appropriate impoundment fee as set out in "Schedule B" of this Bylaw;
 - 5.3.2 The appropriate License Fee when the Dog is not licensed; and
 - 5.3.3 The cost of any veterinary treatment of any Dog that is found to be injured when captured or injured in the process of capture.
 - 5.3.4 If a Dog owner is identified he shall pay all impoundment fees including a \$25.00 euthanasia fee if he does not want to claim the Dog. Should the identified owner not pay the appropriate fees the Dog Control Officer shall issue a Violation Tag for Dog at Large Section 4.1 under Schedule "A" with no provision of reduction for early payment.

- 5.4 Upon having been impounded in the Town Dog Shelter for a period of ninety-six (96) hours in accordance with the provisions of Section 5.2 herein, the Dog Control Officer is authorized to:
- 5.4.1 Offer the Dog for sale;
 - 5.4.2 Destroy the Dog in a humane manner;
 - 5.4.3 Allow the Dog to be redeemed by its Owner in accordance with the provisions of Section 5.3 herein;
 - 5.4.4 Continue to impound the Dog for an indefinite period of time.
 - 5.4.5 Find a suitable home for the Dog.
- 5.5 If a Dog Control Officer reasonably believes that a Dog is a Vicious Dog, the Dog Control Officer shall in writing inform the Owner of that Dog that:
- 5.5.1 The Dog has been determined to be a Vicious Dog; and
 - 5.5.2 The Dog must be kept in accordance with the Vicious Dog provisions of this Bylaw.
- 5.6 In the event that a Dog is determined to be a Vicious Dog pursuant to Section 5.5 herein, the Vicious Dog provisions of this Bylaw shall apply upon the Owner of a Vicious Dog receiving written notice that the Dog has been determined to be a Vicious Dog.

Vicious Dog

- 5.7 A Dog Control Officer or a person acting under the Dog Control Officer's authority may impound any Dog described in Section 4.27. If within ninety-six (96) hours thereafter the Dog is not claimed, the Dog Control Officer is authorized to proceed in accordance with Subsection 5.4.1, 5.4.2 and 5.4.4.

Prohibited Dog

- 5.7.1 A Dog Control Officer or a person acting under the Dog Control Officer's, authority may impound any Dog described in Section 4.26. If within ninety-six (96) hours thereafter the Dog is not claimed, the Dog Control Officer is authorized to proceed in accordance with Subsection 5.4.2.

Animal Control Ride Home Program:

- 5.8 In the event that a Dog is at large and captured pursuant to provisions of this Bylaw, a Dog Control Officer or a person acting under the authority of a Dog Control Officer may return the Dog to its owners in accordance with the Animal Control Ride Home Program Guidelines:
1. The captured Dog must have a valid license and must be wearing the license tag;
 2. The captured Dog's registered owner or representative must be at the Dog's residence, in order to take possession of the Dog when it is delivered home. In the event that the owner or representative is not at home, the Dog will be impounded as per Section 5.2 of this Bylaw;
 3. The captured Dog's owner shall not have any outstanding fees or fines under this Bylaw;
 4. The Animal Control Ride Home Program will not apply to any Prohibited, Restricted or Vicious Dog as pursuant to this Bylaw;
 5. A Dog at Large Violation Tag and/or Ticket will be issued as pursuant to this Bylaw;
 6. A captured Dog's owner can benefit only once from the Animal Control Ride Home Program. Subsequent offences shall result in impoundment of the Dog.
- 5.9 The Town Manager is hereby authorized to establish further Animal Control Ride Home Program Guidelines provided such guidelines and/or procedures are not in conflict with any provisions of this Bylaw or amendments thereto.

SECTION 6 - PENALTY PROVISIONS

- 6.1 Any person who contravenes any provision of this Bylaw is guilty of an offense and is liable on summary conviction to a fine as set out in "Schedule A" of this Bylaw.
- 6.2 Notwithstanding Section 6.1 of this Bylaw, any person who commits a second or subsequent offense under this Bylaw within one (1) year of committing the first offense may be liable to a fine as set out in "Schedule A" of this Bylaw.
- 6.3 Fines that are paid to the Town of Magrath within ten (10) regular business days from the time the Violation Tag is issued, will be eligible for a discounted fee as set out in "Schedule A" of this Bylaw.
- 6.4 Under no circumstances shall any person contravening any provision of this Bylaw be subject to the penalty of imprisonment.
- 6.5 Any unpaid fines under this bylaw shall be added to the property taxes of the Dog owner.

SECTION 7 - ENFORCEMENT

- 7.1 A Dog Control Officer is hereby authorized and empowered to issue a Violation Tag to any person who the Dog Control Officer has reasonable and probable grounds to believe has contravened any provision in this Bylaw.
- 7.2 A Violation Tag may be issued to such person:
- 7.2.1 Personally; or
 - 7.2.2 By mailing a copy to such person at his last known post office address; or
 - 7.2.3 Upon retrieval of such person's Dog from the Town Dog Shelter.
- 7.3 The Violation Tag shall be in a form approved by the Town and shall state:
- 7.3.1 The name of the Owner;
 - 7.3.2 The offense;
 - 7.3.3 The appropriate penalty for the offense as specified in "Schedule A" of this Bylaw;
 - 7.3.4 That the penalty shall be paid within fourteen (14) days of the issuance of the Violation Tag, and
 - 7.3.5 Any other information as may be required by the Town.
- 7.4 Where a contravention of this Bylaw is of a continuing nature, further Violation Tags may be issued by the Dog Control Officer, provided however, that no more than one Violation Tag shall be issued for each day that the contravention continues.
- 7.5 Where a Violation Tag is issued pursuant to Section 7.1 or 7.4 of this Bylaw, the person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offense, pay to the Town within the time specified in Section 7.3.4 herein, a reduced early payment penalty specified on the Violation Tag, and as set out in "Schedule A" of this Bylaw.
- 7.6 If the penalty specified on a Violation Tag is not paid within the prescribed time period, then a Dog Control Officer is hereby authorized and empowered to lay a complaint and issue a Summons by means of a Violation Ticket, with the issuance of a Violation Ticket to be carried out in accordance with the provisions of the Provincial Offenses Procedure Act R.S.A. 2000, Chapter P-34 as amended.
- 7.7 Where a contravention of this Bylaw is of a continuing nature, further Violation Tickets may be issued by the Dog Control Officer, provided however, that no more than one Violation Ticket shall be issued for each day that the contravention continues.

7.8 No penalty imposed pursuant to this Bylaw shall include a prison term in default of payment of any fine imposed pursuant to this Bylaw.

SECTION 8 - EXISTING RIGHTS AFFECTED

8.1 The terms and provisions of this Bylaw shall apply with respect to any and all rights, interests and property existing both prior and subsequent to the date of the enactment of this Bylaw with respect to Dogs which are not licensed in accordance with the provisions of this Bylaw on

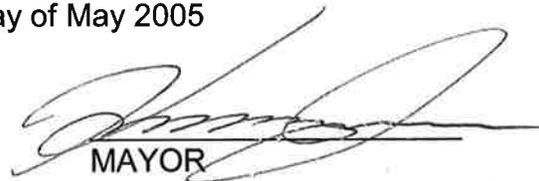
SECTION 9 - REPEAL

9.1 Bylaw Number 951 is hereby repealed.

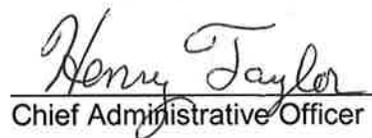
SECTION 10 - EFFECTIVE DATE

10.1 This Bylaw shall come into force on final passing thereof.

Read a first time this 22nd day of March 2005
Read a second time this 24th day of May 2005
Read a third time and finally passed this 24th day of May 2005



MAYOR



Henry Taylor
Chief Administrative Officer

**SCHEDULE "A"
PENALTIES**

Offense	Penalties	Early Payment Discount	Second or Subsequent Offense Within One Year	Early Payment Discount	Section Subsection
1. Providing false or misleading Information	\$ 375.00	\$ 300.00	\$ 750.00	\$ 600.00	3.4
2. Failure to be the holder of a current Dog License:	\$ 375.00	\$ 300.00	\$ 750.00	\$ 600.00	3.8
- Vicious Dog	\$ 375.00	\$ 300.00	\$ 750.00	\$ 600.00	3.8
- Restricted Dog	\$ 150.00	\$ 112.50	\$ 300.00	\$ 225.00	3.8
- Other Dog					
3. Licensed Dog not wearing License Tag	\$ 37.50	\$ 22.50	\$ 75.00	\$ 45.00	3.10
4. Dog at Large:					
- Vicious Dog	\$ 750.00	\$ 600.00	\$1,500.00	\$ 1,200.00	4.1
- Restricted Dog	\$ 187.50	\$ 135.00	\$ 375.00	\$ 270.00	4.1
Other Dogs:					
- Unlicensed Dog	\$ 112.50	\$ 75.00	\$ 225.00	\$ 150.00	4.1
- Licensed Dog	\$ 75.00	\$ 37.50	\$ 150.00	\$ 112.50	4.1
5. Dog in an area where the presence of Dogs is prohibited by a sign	\$ 150.00	\$ 112.50	\$ 300.00	\$ 225.00	4.4
6. Harboring three (3) or more Dogs over the age of six Months	\$ 375.00	\$ 300.00	\$ 750.00	\$ 600.00	4.7
7. Harboring two (2) or more Vicious or Restricted Dogs over the age of six (6) Months	\$ 750.00	\$ 600.00	\$1,500.00	\$1,200.00	4.8
7. Dog damaging a Public Property Area or private property	\$ 150.00	\$ 100.00	\$ 300.00	\$ 200.00	4.3

**SCHEDULE "A"
PENALTIES**

Offense	Penalties	Early Payment Discount	Second or Subsequent Offense Within One Year	Early Payment Discount	Section Subsection
9. Dog barking or howling	\$ 75.00	\$ 37.50	\$ 150.00	\$ 112.50	4.2
10. Dog:					
- attacking a person	\$ 375.00	\$ 300.00	\$ 750.00	\$ 600.00	4.10.1
- threatening or harassing a person or animal	\$ 150.00	\$ 112.50	\$ 300.00	\$ 225.00	4.10.2
- chasing persons while walking, running, or on a bicycle	\$ 150.00	\$ 112.50	\$ 300.00	\$ 225.00	4.10.3
- attacking, injuring or killing any animal	\$ 375.00	\$ 300.00	\$ 750.00	\$ 600.00	4.10.4
11. Vicious or Restricted Dog:					
- attacking a person	\$ 750.00	\$ 600.00	\$1,500.00	\$1,200.00	4.10.1
- threatening or harassing a person or animal	\$ 300.00	\$ 225.00	\$ 600.00	\$ 450.00	4.10.2
- chasing persons while walking, running, or on a bicycle	\$ 300.00	\$ 225.00	\$ 600.00	\$ 450.00	4.10.3
- attacking, injuring or killing any animal	\$ 750.00	\$ 600.00	\$1,500.00	\$1,200.00	4.10.4
12. Vicious or Restricted Dog on property of Owner not in Secure Enclosure on Permitted Leash held and Controlled by Owner					
- Vicious Dog	\$ 375.00	\$ 300.00	\$ 750.00	\$ 600.00	4.11
- Restricted Dog	\$ 225.00	\$ 150.00	\$ 450.00	\$ 300.00	4.11
13. Failing to post property with warning sign(s)	\$ 150.00	\$ 112.50	\$ 300.00	\$ 225.00	4.13

SCHEDULE "A"

PENALTIES

Offense	Penalties	Early Payment Discount	Second or Subsequent Offense Within One Year	Early Payment Discount	Section Subsection
14. Vicious or Restricted Dog on property not the property of Owner not in Secure Enclosure or wearing a Muzzle and on Permitted Leash held and controlled by Owner - Vicious Dog - Restricted Dog	\$ 375.00 \$ 225.00	\$ 300.00 \$ 150.00	\$ 750.00 \$ 450.00	\$ 600.00 \$ 300.00	4.14 4.14
15. Abusing or injuring any Dog	\$ 300.00	\$ 225.00	\$ 600.00	\$ 450.00	4.16
16. Teasing or annoying any Dog	\$ 150.00	\$ 112.50	\$ 300.00	\$ 225.00	4.17
17. Killing any Dog	\$ 600.00	\$ 300.00	\$1,200.00	\$ 600.00	4.18
18. Untying, loosening or otherwise freeing a Dog without authorization	\$ 300.00	\$ 225.00	\$ 600.00	\$ 450.00	4.20
19. Failing to ensure that defecation is immediately removed	\$ 75.00	\$ 37.50	\$ 150.00	\$ 112.50	4.21
20. Failing to ensure that Dog is enclosed in vehicle or tethered in a truck box	\$ 75.00	\$ 37.50	\$ 150.00	\$ 112.50	4.23
21. An offense under this Bylaw, for which a penalty is not otherwise provided	\$ 150.00	\$ 112.50	\$ 300.00	\$ 225.00	
22. Interference with enforcement of this Bylaw	\$ 375.00	\$ 300.00	\$ 750.00	\$ 600.00	4.25
23. Prohibited Dog brought into the Town of Magrath	\$ 375.00	\$ 300.00	\$ 750.00	\$ 600.00	4.26

**“SCHEDULE B”
FEES**

1.	License for each Unaltered Dog	\$ 40.00
	License for each Fixed Dog (with proof of spay/neuter)	\$ 20.00
2.	License for a:	
	- Vicious Dog	
	- Unaltered	\$ 40.00
	- Fixed Dog (with proof of spay/neuter)	\$ 20.00
	- Restricted Dog	
	- Unaltered	\$ 40.00
	- Fixed Dog (with proof of spay/neuter)	\$ 20.00
3.	Dog Fancier’s License	\$100.00
4.	Replacement License Tag	\$ 2.50
5.	Impoundment fees An owner whose Dog is captured by the Dog Control Officer running At Large and impounded will be charged \$25.00 for the first day of impoundment and \$10.00 a day thereafter.	
6.	Ride Home Program Fee Charge	No

**“SCHEDULE C”
RESTRICTED DOGS**

1. Dogs of mixed breeding which includes any of the following:
 - (a) Pit Bull or what is commonly referred to as a Pit Bull;
 - (b) Pit Bull Terrier;
 - (c) American Pit Bull Terrier;
 - (d) Pit Dogs;
 - (e) English Staffordshire Terrier;
 - (f) American Bull Terrier;
 - (g) Staffordshire Bull Terrier;
 - (h) American Staffordshire Terrier; and
 - (i) Staffordshire Terrier

2. The terms and provisions of this amendment shall apply with respect to any and all rights, interests and property existing both prior and subsequent to the date of the enactment of this Bylaw with respect to Dogs which are not licensed in accordance with the provisions of this Bylaw on the date of final reading.

**'SCHEDULE D'
PROHIBITED DOGS**

1. Dog of mixed breeding which includes a cross between Pit Bull Terriers and any of the following:
 - (a) Mastiff;
 - (b) Rottweiler;
 - (c) Rhodesian Ridgeback