

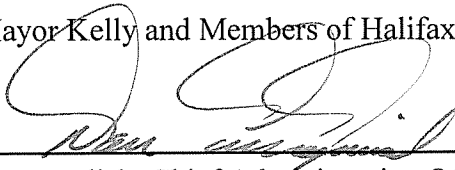


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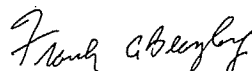
**Halifax Regional Council
Committee of the Whole
June 19, 2007**

TO: Mayor Kelly and Members of Halifax Regional Council

SUBMITTED BY:



Dan English, Chief Administrative Officer



Frank A. Beazley, Chief of Police

DATE: June 14, 2007

SUBJECT: **Harmonized By-Law A-300 - Responsible Pet Ownership**

SUPPLEMENTARY REPORT

ORIGIN

Motion of Regional Council on October 25, 2005, that staff provide a supplementary report addressing Council's comments regarding the proposed By-Law A-300, Respecting Animals and Prohibited Animals.

RECOMMENDATION

It is recommended that Council:

1. give first reading to By-Law A-300, Responsible Pet Ownership (attached as Appendix A), and set a public hearing date to adopt the By-Law and repeal the existing animal related By-Laws to come into effect August 31, 2007; and
2. approve an amendment to Administrative Order 11 (attached as Appendix B); and
3. upon adoption of the by-law, authorize staff to submit a request to the Province to include penalties levied under the by-law in the Summary Offence Proceedings Act.

BACKGROUND

Staff have developed the proposed By-Law A-300, Responsible Pet Ownership which harmonizes seven animal and exotic pet related By-Laws from the former municipalities and HRM By-Law D-100 Respecting the Registration and Regulation of Dogs.

At the February 8, 2005, Committee of the Whole meeting, Council discussed a number of issues regarding cats including public health and safety, animal health, spay and neutering, registration, regulations, consistent rules for dogs and cats, property damage and running at large. Staff took these issues under advisement in the development of the proposed By-Law.

At the July 5, 2005, Committee of the Whole meeting, Staff presented a report including the proposed By-Law (attached as Appendix C). A motion was moved by Councillor McInroy, seconded by Councillor Fougere that Council discussion on this matter occur at meeting in September or October.

At the October 25, 2005, Committee of the Whole meeting, Staff presented the aforementioned report including the proposed By-Law (attached as Appendix C). Council recommended a number of amendments to be considered.

These final amendments were considered and helped create part of the new A-300 that is the subject of this report.

DISCUSSION

Since October 25, 2005, Staff has considered Council's recommendations and the proposed A-300 (attached as Appendix A) and Administrative Order (attached as Appendix B). The Administrative Order will allow Council the flexibility to determine which animals the specific violations will apply to.

The proposed by-law and Administrative Order may include the following (although not all of the below items are recommended in the first phase of this new legislation):

- the number of animals by type or breed which may be kept in and about any dwelling unit.;
- the types of animals requiring licenses;
- a limited time, one time only fee of \$10.00 applied to all dogs, regardless of where they fall within the fee schedule from the July 15, 2007 to September 1st, 2007;
- jurisdiction now expands across the HRM from the former municipal units relative to the harmonized seven (7) animal and exotic pet By-Laws;
- animal offences for dogs, dangerous animals and prohibited animals include running at large, attacking a person or another animal, damaging public or private property

- and failing to remove defecation;
- introduction of additional prohibited animals as suggested by the Pet Industry Joint Advisory Council (PIJAC) of Canada and the Consultant to enhance public health and safety;
- prohibited animal offences including owning a prohibited animal, disposing of a prohibited animal and selling a prohibited animal;
- offence for any animal to cause a nuisance; and
- offence to feed waterfowl or pigeons on property owned by the HRM.

As previously stated in the July 5, 2005 Staff report, Staff are concerned about the impact the proposed A-300 By-Law, Responsible Pet Ownership will have on the service delivery should it extend beyond dogs, dangerous and prohibited animals. There will be additional demands for enforcement with the potential scope of the proposed new By-Law. It has already been determined by staff, the Consultant and the Nova Scotia Department of Environment and Labor that at this time, the shelter does not have the capacity to shelter the animals impounded through the Animal Control Service contract and the Nova Scotia Society for the Prevention of Cruelty to Animals (NSSPCA), particularly if we were to include cats.

HRM has not been successful in our efforts to licence, enforce and service the dog community. We are getting better, but many previous attempts to increase the licensing program have failed in part due to lack of enforcement. With limited or no consequences regarding failure to comply, even the law abiding will opt not to licence. Staff are recommending that we concentrate our efforts on the existing legislation as it relates to dogs, with the opportunity to re-visit the administrative order at a later date regarding cats or other animals. Staff suggest that the addition of other animals without additional resources will result in HRM failing to provide an adequate service to an even larger pet owner population.

If we were to expand the scope of the by-law to include other animals, the budget implications would be as follows:

- NSSPCA contract increase. There is limited capacity to shelter a large number of seized cats, so we would be subject to a renegotiated fee around 'special arrangements.' A report will be forthcoming on proposed amendments to the NSSPCA contract related to current service delivery.
- Animal Service Enforcement increase. A business case would need to be created to address the additional demands for service. Every additional FTE with all associated costs would be approximately \$105,000.00.

BUDGET IMPLICATIONS

With the main focus on legislation pertaining to dogs there would not be any budget implications. Any increased costs or efforts regarding a licensing initiative would come from existing envelopes.

The third recommendation, requesting the Province to include penalties in the Summary Offence Proceedings will not result in any additional revenue. This is a change in how the ticket is written.

FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation.

ALTERNATIVES

There are a number of alternatives available to Council:

1. Maintain status quo of seven animal and exotic pet related By-Laws from the former municipalities and D-100, Respecting the Registration and Regulation of Dogs.

This alternative is not recommended because there is a need to enhance public health and safety in animal related matters.

2. Approve By-Law A-300, with the inclusion of cats.

This alternative is not recommended based on our current situation and feedback from other Canadian municipalities.

3. Approve By-Law A-300, Respecting Animals with Cat Regulations, however not enforce the Cat Regulations to avoid associated costs.

This alternative is not recommended because it raises expectations of citizens without results, and the Police would be required to address complaints made under any existing legislation causing strain on present resources.

ATTACHMENTS

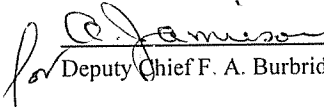
Appendix A: Proposed A-300 By-Law, Responsible Pet Ownership


Appendix B: Amended Administrative Order #11

Appendix C: July 5, 2005, Recommendation Report

A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/agenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: S/Sgt. Robin McNeil, Halifax Regional Police 490-4817

Report Approved by: 
Deputy Chief F. A. Burbridge, Halifax Regional Police

Report Approved by: 
For, Catherine Sanderson, Sr. Manager, Financial Services, 490-1562

APPENDIX A

HALIFAX REGIONAL MUNICIPALITY BY-LAW NUMBER A-300 Respecting Responsible Pet Ownership

BE IT ENACTED by the Council of the Halifax Regional Municipality as follows:

Short Title

1 This By-Law shall be known as By-Law No. A-300 and may be cited as the “Animal By-Law”.

Interpretation

2 (1) In this By-Law,

- (a) “License Administrator” means the Administrator responsible for the licensing of animals and the registering of kennels appointed by the Chief Administrative Officer or designate;
- (b) “animal” includes any living mammal, bird, reptile, amphibian, insect or arachnid, but does not include animals exempted from the application of this By-Law by Administrative Order
- (c) “Animal Services Officer” means a police officer, By-Law enforcement officer or a special constable appointed pursuant to the *Police Act*;
- (d) “animal subject to licensing” means a dog, dangerous animal, prohibited animal and includes such other types or breeds of animals as may be prescribed by Administrative Order;
- (e) “attack” means to injure or bite, or to threaten or give the impression of threatening;
- (f) “bite” means to penetrate the skin by a tooth or teeth;
- (g) “cat” means a non-feral or feral cat, either male or female, or the offspring resulting from the breeding of a cat and any other animal;
- (h) “dangerous animal” means any animal which;
 - (i) attacks or demonstrates a propensity, tendency or disposition to attack a human being or animal either on public or private property;
 - (ii) has caused injury to or to otherwise endangered the safety of human beings or animals;

- (iii) threatens any human being or animal;
- (iv) is owned or harboured primarily or in part for the purpose of dog fighting or cock fighting;
- (v) is trained for dog fighting or cock fighting; or
- (vi) is an animal for which a muzzle order has been made;
- (vii) is registered as a dangerous animal in the municipal registry

provided that no animal shall be deemed a “dangerous animal” solely because it attacks or threatens a trespasser on the property of its owner, harms or menaces anyone who has tormented or abused it, was at the time of its aggressive behaviour acting in defence to an attack from a person or animal, acting in defence of its young or is a professionally trained guard dog for law enforcement or guard duties acting in the performance of those duties;

- (i) “dangerous dog” means a dangerous animal which is a dog;
- (j) “dog” means a dog, male or female, or the offspring resulting from the breeding of a dog and any other animal;
- (k) “dwelling unit” means one room or a group of rooms, occupied or capable of being occupied as the home or residence of one or more persons, and containing only one kitchen or other facility for the preparation of meals;
- (l) “feral cat” means a wild or untamed cat;
- (m) “identification device” means any device required for the identification of any animal subject to licensing which contains a serial number or other means of identification corresponding with the number under which the animal is licensed by the License Administrator. Without limiting the generality of the foregoing, an identification device may include external identification devices such as tags, and/or internal identification devices such as microchips;
- (n) “kennel” means any premises where animals are harboured or bred as a commercial service or where animals are boarded as an ongoing business for periods not exceeding ninety(90) days;
- (o) “leash” means a material device used by a person to restrict movement of an animal and is adequate for the purpose;
- (p) “licence” means a licence issued pursuant to this By-Law;
- (q) “license fee” is the fee for a given period of time payable to the License Administrator by the owner of an animal required to be licensed at or before

the time of licensing in the amount established by the Council of the Municipality from time to time by Administrative Order;

- (r) “microchip” means an approved ‘Canadian Standard’ encoded identification device implanted into an animal, which contains a unique code that permits or facilitates access to an owner’s name, address and telephone number, which is stored in a central database;
- (s) “Municipality” means Halifax Regional Municipality;
- (t) “Municipal public park” includes any municipal park, school grounds, public swimming areas, playgrounds or sports or athletic fields owned or operated by the Municipality or the Halifax Regional School Board, but does not include Provincial or Federal lands;
- (u) “muzzle” means a humane covering device of sufficient strength placed over an animal’s mouth to prevent it from biting;
- (v) “noise” means persistent barking, howling, whining or other persistent sound or activity of an animal that unreasonably disturbs the quiet, peace, tranquility, rest or enjoyment of a neighbourhood of the Municipality or a part thereof;
- (w) “organized hunt” means a controlled, organized pursuit of game or fowl using trained dogs, by duly licensed hunters;
- (x) “owner” when used in respect of an animal, means any person who possesses, has the care of, has the control of or harbours the animal, and where the person is under the age of majority, includes the guardian or custodian of the person under the age of majority;
- (y) “prohibited animal” means any venomous animal and such other types or breeds of animals as-prescribed by Administrative Order;
- (z) “property owner” means:
 - (i) in the absence of proof to the contrary, the person or persons assessed for the property; or
 - (ii) a part owner, joint owner, tenant in common or joint tenant of the whole or any part of land or a building;
- (aa) “runs at large” when used in respect of an animal, means off the property of its owner without a leash; and an animal shall be deemed to be running at large where it is on any private property or premises without the permission of the owner or occupant thereof;

- (ab) “service animal” means any animal individually trained to do work or perform tasks for the benefit of the individual with a disability or is used for search and rescue or law enforcement.
- (ac) “shelter” means such premises and facilities designated by Administrative Order as animal shelters for the housing, care and disposition of impounded animals of such types or breeds as may be prescribed in the Administrative Order;
- (ad) “Shelter Keeper” means a person or organization appointed by Administrative Order, including an employee of the Municipality, to be in charge of a shelter and includes a person acting under the supervision and direction of a Shelter Keeper;
- (ae) “spayed or neutered” means incapable of reproduction as certified by a licensed veterinarian;
- (af) “threatens” includes an animal acting towards a human being or another animal in a vicious or terrorizing manner or approaching in an apparent attitude of attack;
- (ag) “waterfowl” means a bird that lives on or about the water.

Permitted Number of Animals

- 3 (1) Council may, by Administrative Order, prescribe the number of animals by type or breed which may be kept on a property or in and about any dwelling unit.
- (2) No person shall keep on a property or in or about any dwelling unit a number of animals in excess of that permitted by Administrative order
- (3) Council may, by Administrative Order, wholly or partially exempt kennels, service animals or any breed or type of animal from the provision in subsection (1).
- (4) Where a person is keeping more than the permitted number of animals on a property or in and about any dwelling unit at the time this By-Law comes into force and effect, the person shall be permitted to keep the specific individual animals kept at that time notwithstanding that the numbers exceed the numbers permitted, provided that the animals are, if applicable, licensed in accordance with this By-Law within ninety (90) days of this By-Law coming into force and effect, and also provided that the person shall not be permitted to keep any additional animals on the property or in and about any dwelling unit until the number of animals kept drops below the numbers prescribed in Administrative Order.

Licensing of Animals

- 4 (1) No person shall own an animal subject to licensing within the Municipality without having licensed the animal with the License Administrator within ten (10) days after the person becomes the owner of the animal or brings the animal into the Municipality or annually before the

expiration of any current license.

(2) Notwithstanding subsection (1), a person who establishes that he has possession, care of, control of or harbours an animal for a period not to exceed ninety (90) days is not required to license the animal.

(3) An owner of a service animal may licence the service animal even if the service animal is not otherwise an animal subject to licensing. There shall be no license fee payable in respect of the licensing of a service animal. Each service animal licenced shall receive a distinct identification device stating its service animal status.

(4) Any animal subject to licensing which does not have a properly affixed valid identification device shall be deemed not to be licensed under this By-Law

Licensing Procedure

5 (1) At or before the time of licensing of an animal, the owner shall provide to the License Administrator:

- (a) the owner's name, address, and telephone number;
 - (b) the name of the animal;
 - (c) the description, including species, breed, sex, and known or approximate age;
 - (d) information establishing that the animal subject to licensing, is neutered or spayed;
 - (e) information establishing rabies inoculation when requested; and
 - (f) the applicable license fee pursuant to Administrative Order.
- (2) In respect of the licensing of a service animal the owner shall also provide to the License Administrator:
- (a) a certificate from the Canadian National Institute of the Blind or the Hearing Ear Dogs of Canada in respect of the animal; or
 - (b) a certificate from a qualified medical practitioner indicating that the owner suffers from a disability and requires the use of an animal that is trained to assist persons with such disabilities; or
 - (c) a certificate that the animal is used for search and rescue or law enforcement.
- (3) The License Administrator shall keep a registry of every animal licensed, showing the date , type and number of license issued, the licensing fee, the type, name and description of the animal with the name and address of the

owner, and containing a notation of the age and gender of the animal and whether the animal is spayed, neutered, vaccinated, or is a Service animal, Dangerous dog or other dangerous animal or prohibited animal

- (4) Upon receipt of the matters described in subsection (1) and subsection (2), and where appropriate, the License Administrator shall supply the owner with an identification device and directions respecting the placement of the device and a receipt.

License Year

- 6 The licence year shall run from April 1st in each calendar year until March 31st in the following calendar year. Every license issued and license fee paid on or before the applicable expiration date in any year may shall be effective the following April 1st. Licence issued after April 1st shall continue in effect until the following March 31st and there will be no abatement or prorating of the licensing fee.

Identification

- 7 (1) The owner of every animal licensed pursuant to this By-Law shall keep the identification device issued to the owner securely affixed or attached to, or installed or lodged in place on the animal in accordance with the directions provided pursuant to subsection (4) of Section 5 at all times. Should the identification device be lost or unusable the owner shall file written confirmation with the License Administrator. The License Administrator may replace the identification device upon payment by the owner of the replacement fee pursuant to Administrative Order
- (2) Notwithstanding subsection (1), an identification device which is intended to be externally secured to an animal may be removed from the animal temporarily while the animal is being used lawfully for hunting, exhibition purposes or engaged in law enforcement duties.
- (3) The License Administrator will determine the appropriateness of issuing an identification device in respect of an animal other than a dog or cat, and the owner of every animal not being a dog or cat, licensed pursuant to this By-Law shall keep the identification device, if any, issued to the owner securely affixed or attached to, or installed or lodged in place on the animal in accordance with the directions provided pursuant to subsection (4) of Section 5 at all times.

Kennel Registration

- 8 (1) No person shall own or operate a kennel housing animals subject to licensing within the Municipality without having registered the kennel.
- (2) At or before the time of registration, the owner or operator of a kennel shall provide to the License Administrator:
 - (a) the name, address and telephone number of the owner or operator;

- (b) the trade or business name of the kennel, where appropriate;
 - (c) proof that the kennel is registered with the Canadian Kennel Club, if applicable;
 - (d) a development permit for the kennel issued by the Development Officer; and
 - (e) the applicable registration licence fee pursuant to Administrative Order
- (3) The acceptance of any kennel registration does not relinquish or release any kennel owner or operator from complying with any other By-Law of the Municipality or Provincial legislation.

Duties of Owners

- 9 (1) No owner of a dog, dangerous animal, prohibited animal, or such other type or breed of animal prescribed by Administrative Order for application of this section, shall:
- (a) cause or permit such animal at any time to run at large;
 - (b) cause or permit such animal to attack a person or another animal, other than a dog hunting game while engaged in an organized hunt;
 - (c) cause or permit such animal to damage public or private property;
 - (d) fail to remove defecation of such animal immediately on any public or private property other than the property of its owner; and other than a dog trained to assist and are assisting a person with a disability;
 - (e) fail to keep an un-spayed female dog confined inside a dog-proof enclosure while it is in heat; or
 - (f) cause or permit a dog to be in a municipal public park designated by signage as an area prohibiting dogs.
- (2) Notwithstanding clause (a) of subsection (1), it shall not be an offence where a dog is without a leash provided that the dog is:
- (a) participating in an organized hunt; organized dog exhibition events; or dog field trials;
 - (b) participating in a search and rescue training or operation; or police training or operation;

- (c) working on a farm; or
 - (d) within a municipal public park where the area is designated by signage as an area where dogs are permitted to be without a leash subject to such limitations as are posted and provided that the dog is under the direct control of the owner.
- (3) No owner of an animal to which this section applies, other than a dog, shall cause or permit an animal at any time to be off of the premises of the owner and not be:
- (a) enclosed inside an escape-proof building or fenced area; or
 - (b) enclosed inside an escape-proof aquarium, pen, cage or container of durable construction; or
 - (c) securely tethered on a leash, harness, chain or other device in an escape-proof manner, provided that this sub-clause shall not apply to snakes, reptiles, insects or arachnids;
- (4) Council may, by Administrative Order, wholly or in part exempt kennels, service animals, any type or breed of animal from all or part of the provisions of this section including while the animal is engaged in prescribed activities.

Animal Attacks

- 10 (1) Where an Animal Services Officer has reason to believe that an animal has attacked a person or another animal, the Animal Services Officer may, where the Officer determines it appropriate, do any one or combination of the following enforcement actions:
- (a) issue the owner a Notice to Muzzle the animal;
 - (b) issue the owner a Notice to Microchip the animal;
 - (c) classify the animal as a dangerous animal or as a dangerous dog in the municipal registry; or
 - (d) humanely euthanise the animal without permitting the owner to claim it. If the owner is known, issue the owner a Notice informing that the animal has been euthanised.
- (2) When an animal has been classified as a dangerous animal or as a dangerous dog pursuant to clause (c) of subsection (1), the owner shall:
- (a) keep the animal securely restrained either in a secure dwelling unit or inside an escape-proof building or enclosure that does not allow the

animal to jump, climb or dig its way out of while it is on the property of the owner; and

- (b) if the animal is a dog, muzzle, securely leash, and ensure that the dog is under the control of a person not under 18 years of age when the dog is off the property of the owner.
- (c) have the animal implanted with a microchip internal identification device.

(3) Where an owner has been served with a Notice pursuant to clause (a), (b) or (c) of subsection (1), the failure of the owner to comply with any Notice shall be an offence under this By-Law.

Prohibited Animal Offences

11 (1) No person shall:

- (a) be the owner of a prohibited animal;
- (b) transfer ownership or control or otherwise dispose of any prohibited animal or dangerous animal except by releasing the said animal to an Animal Services Officer or to a qualified owner identified in subsection (3); or
- (c) sell or offer for sale any prohibited animal or dangerous animal.

(2) Any owner who causes or permits the occurrence of any of the prohibited activities or fails to meet any of the duties in subsection (1) shall be guilty of an offence under this By-Law.

(3) Notwithstanding clause (a) of subsection (1), it shall not be an offence to be the owner of a prohibited animal if:

- (a) the owner is a university, zoo, museum, rehabilitation facility or other facility for the preservation as specimens of natural history or for education or scientific purposes; or
- (b) the owner has authorization to be the owner of the animal under any statute or regulation of the Parliament or Government of Canada or the Legislature or Government of Nova Scotia; or
- (c) the owner was legally keeping a prohibited animal at the time this By-Law comes into force and effect, in which case the owner shall be permitted to keep the specific prohibited animal kept at that time until

the death of the animal or it is otherwise disposed with in compliance with this by-law, provided that the animals is licensed in accordance with this By-Law within ninety (90) days of this By-Law coming into force and effect.

Seizure and Impounding of Animals

- 12 (1) Any animal found running at large may be seized and impounded by an Animal Services Officer.
- (2) Any animal found running at large on private property may be captured or seized by the property owner and disposed with according to applicable law.
- (3) Where appropriate to do so, animals captured or seized by the Animal Service Officer shall be delivered to the shelter keeper as soon as possible to be dealt with according to the provisions of this By-Law.
- (4) Council may by Administrative Order prescribe the manner of disposition of animals seized by Animal Services Officers or property owners.

Nuisance

- 13 (1) No person shall permit any animal under his or her control to make noise or engage in an activity that unreasonably disturbs or tends to disturb the peace and tranquility of the neighbourhood.
- (2) For the purpose of a prosecution pursuant to sub (1), a person has control of an animal if the person is the owner of the animal, is the owner or lessee of the premises on which the animal makes the noise or engages in the activity complained of, or is in possession or direction of the animal.
- (3) For the purpose of a prosecution pursuant to subsection (1) evidence that one neighbour is unreasonably disturbed by noise or an activity is prima facie evidence that neighbourhood is unreasonably disturbed by the noise or activity.

Feeding of Waterfowl and Pigeons

- 14 (1) No person shall feed waterfowl or pigeons on property owned by the Municipality.
- (2) Subsection (1) shall not apply to Municipal staff or contractors on behalf of the Municipality who feed waterfowl or pigeons on property owned by the Municipality.

Powers of Animal Services Officer

- 15 (1) An Animal Services Officer, while pursuing any animal in enforcing this By-Law, may, unless prohibited by the landowner, pass over the lands of any person, but this section shall not be so construed as to provide immunity against an action for

actual damage to the property of any person.

(2) Without limiting or restricting any power, an Animal Services Officer may have to enter a dwelling-house or any other place under this or any other By-law or the laws of the Province of Nova Scotia or the Dominion of Canada, an Animal Services Officer may enter any place including a dwelling-house for the purpose of seizing an animal, without a warrant for search and seizure authorizing the entry, if the Animal Services Officer has reasonable grounds to believe that the animal is present in the place, and the conditions for obtaining a warrant for authorize entry exist but by reason of exigent circumstances it would be impracticable to obtain a warrant.

(3) For the purpose of section 15(2) exigent circumstances include circumstances in which the Animal Services Officer:

- (a) has reasonable grounds to suspect that entry into the place is necessary to prevent imminent bodily harm or death to any person;
- (b) has reasonable grounds to believe that the animal or other evidence relating to the commission of an offence under this By-law is present in the place and that entry into the place is necessary to prevent the imminent loss or imminent destruction of the animal or evidence.

(4) If any animal is at large and cannot be seized safely, an Animal Services Officer, who believes on reasonable grounds that the animal poses a danger to a person or another animal and the owner is not readily able to be found, may, without notice to the owner, destroy the animal, as the case may be, immediately in a humane manner.

Shelter Keeper

16 (1) The Municipality may establish and maintain such shelters as may be necessary and may appoint a Shelter Keeper who shall have charge of such facilities together with any necessary assistants, or may contract for the provision of the services.

(2) The Municipality may enter into an agreement in writing with any person or association appointing that person or organization Shelter Keeper.

(3) All animals captured by a citizen or an Animal Services Officer shall be delivered to the Shelter Keeper as soon as possible after capture.

(4) The Shelter Keeper shall receive all animals seized and delivered pursuant to this By-Law, and shall detain the same and furnish them with food and water for a period of three (3) days.

(5) During the three (3) day period designated by subsection (4), the Shelter Keeper shall make reasonable efforts to notify the owner of the animal.

(6) If an impounded animal is injured, sick or otherwise in need of medical care, the Shelter Keeper shall ensure that basic veterinary treatment is provided so that life is not endangered and that pain is reduced consistent with humane principles. The Shelter Keeper may decide, after a reasonable period of observation and based upon reasonable grounds, to destroy the animal.

(7) If the Shelter Keeper believes on reasonable grounds that an impounded animal poses a danger to a person or another animal, the Shelter Keeper may, without notice to the owner, destroy the animal in an immediate and safe manner.

(8) The Shelter Keeper shall sell or humanely euthanise an impounded prohibited animal without permitting any person to claim it, unless the owner is one of the classes identified in subsection (3) of Section 11.

Unredeemed Animals

17 (1) If an animal is not redeemed by its owner within the three (3) day period, or otherwise dealt with by this By-Law, the animal shall become the property of the Municipality and may:

- (a) be donated to a university, zoo, museum, rehabilitation facility or other facility for the preservation as specimens of natural history or for education or scientific purposes;
- (b) be sold; or
- (c) be euthanised.

(2) The Shelter Keeper shall keep all animals seized, where there is an action before the Court involving the animal, until such time as directed otherwise by the Municipality or a Court order.

Fees

18 (1) Subject to subsections (7) and (8) of Section 17, the owner of any impounded animal, or a person having the written authorization of the owner, may redeem the animal from the shelter upon payment of the following:

- (a) redemption fee;
- (b) boarding fee for each day, or part thereof, that the animal has been impounded;
- (c) any veterinary fees incurred while the animal is impounded; and
- (d) a licence fee, if required.

(2) The fees payable in subsection (1) shall be those established by the Regional Council pursuant to Administrative Order 11, the License and Fees Administrative

Order.

(3) If an animal is not released to its owner, the fees payable in subsection (1) may be recovered by the Municipality from the owner as a debt.

(4) No redemption fee or boarding fee shall be charged in respect of the redemption of a Licensed Service Animal.

Offences and Penalties

19 (1) A person who contravenes any section of this By-Law is liable upon summary conviction to a minimum penalty of not less than One Hundred Dollars (\$100.00) and a maximum penalty of not more than Five Thousand Dollars (\$5000.00), and in default of payment, to imprisonment for a term not exceeding sixty (60) days.

(2) Any person who makes a false or misleading statement in an application for a licence or in any other document which an applicant or licence holder is required to file with the License Administrator shall be guilty of an offence and shall be liable on conviction to a fine of not less than One Hundred Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00) and in default of payment to imprisonment for a term of not more than thirty days.

(3) Upon conviction, any costs incurred pursuant to this By-Law, by the Municipality or the Shelter Keeper, may be imposed as a fine upon the person.

(4) No Shelter Keeper shall release any animal to its owner, until such owner pays for all fees, costs and expenses of the Shelter Keeper while the animal was impounded and kept at the shelter.

Effective Date

This By-Law shall come into effect on Aug 31, 2007.

Repeal

20 (1) Section 7 of By-Law No. 8 of the Halifax County Municipality, the Mischiefs and Nuisances By-Law, is repealed.

(2) By-Law W-201 of the City of Dartmouth, Being a By-Law of the City of Dartmouth with respect to the feeding of waterfowl, is repealed.

(3) By-Law Number 63 of the Halifax County Municipality, the Animal Defecation By-Law, is repealed.

(2)

(4) By-Law Number 22931 of the Town of Bedford, Respecting Exotic Pets, is repealed.

(3)

(5) By-Law Number 12 of the Halifax County Municipality, the Animals By-Law, is repealed.

- (4)
- (6) Ordinance 184 of the City of Halifax, the Reptiles Ordinance, is repealed.
- (7)(5) By-Law E-300 of the City of Dartmouth, Being a By-Law of the City of Dartmouth to regulate keeping of reptiles and arachnids within the City of Dartmouth, is repealed.

APPENDIX B

ADMINISTRATIVE ORDER NUMBER #11 Responsible Pet Ownership

IT IS ENACTED by the Council of the Halifax Regional Municipality as follows:

1.
 - (a). The Shelter Keeper for the Municipality is the Nova Scotia Society for the prevention of cruelty to Animals.
 - (b). The Shelter for the Municipality shall be the facility of the the Nova Scotia Society for the Prevention of Cruelty to Animals located at 5 Scarfe Court, Halifax, N.S..
 - (c) The Shelter is authorized to receive any animals impounded by the Halifax Regional Municipality Animal Services.
 - (d). The Shelter Keeper may charge an redemption fee of 100.00 from the owner of any impounded animal released to the owner.
 - (e). The Shelter Keeper may charge a daily boarding fee of 25.00 from the owner of any impounded animal released to the owner.

2. The annual licence fees payable by the owners of animals for the period between the 1st of April 2007 and the 31st of March, 2008 shall be as follows:

Unaltered dog	\$30.00
Unaltered and rabies inoculated dog	\$25.00
Spayed/Neutered dog	\$15.00
Spayed/Neutered and rabies inoculated dog	\$10.00
Senior citizens, upon presentation of Government issued identification confirm age 65 years or greater	20% discount
Service animal upon providing proof of the service animal status of the animal to be registered	No charge
Prohibited animals	\$30.00
Kennel Registration Fees	\$100.00

3. The annual licence fees payable by the owners of animals commencing April 1, 2008 shall be as follows:

Dog	\$50.00
Spayed/Neutered dog	\$15.00
Dangerous Animal Registration	\$100.00
Service Animal	No Charge
Senior citizens, upon presentation of Government issued identification confirm age 65 years or greater	20% discount
Prohibited Animal Registration	\$50.00

Prohibited animal owned as in A-300 section 3 (a), (b)	No charge
Kennel Registration	No charge
Replacement tag	\$5.00

4. The registration fee payable by the owners of animals for any period starting after the 1st of October of any year and continuing to the 31st of March of the following year, shall be the amounts indicated in Section (1) and (2) reduced by 33.3%.
5. Notwithstanding the foregoing licence fees there will be a one time, special licence fee of \$10.00 for all licenses purchased between July 15th, 2007 - September 1st, 2007.
6. Prohibited Animals:
 - (1) wildlife as defined by the Wildlife Act which has been designated as endangered, threatened or protected pursuant to any laws of Nova Scotia or Canada;
 - (2) All venomous snakes, reptiles, insects and arachnids;
 - (2) These seven species of the Boid Family;

Species	English Common Name
<i>Eunectes murinus</i>	Green anaconda
<i>Eunectes notaeus</i>	Yellow anaconda
<i>Python reticulatus</i>	Reticulated python
<i>Python sebae</i>	African rock python
<i>Python molurus bivittatus</i>	Burmese python
<i>Python molurus molurus</i>	Indian python
<i>Morelia amethystina</i>	Amethyst python

An adult snake's length cannot exceed three meters and an adult lizard's length cannot exceed two meters (measured from snout to the tip of the tail).

Done and passed in Council this ...

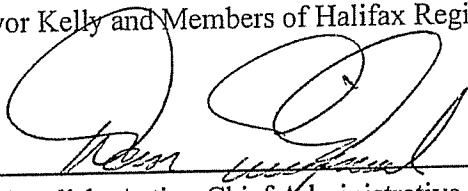
Mayor



PO Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Halifax Regional Council
July 5, 2005
Committee of the Whole
October 25, 2005

TO: Mayor Kelly and Members of Halifax Regional Council

SUBMITTED BY: 
Dan English, Acting Chief Administrative Officer

DATE: June 29, 2005

SUBJECT: Harmonized By-Law A-300 - Respecting Animals

ORIGIN

Motion of Regional Council on February 8, 2005, to move the alternative that Council approve in principle regulation of cats to be included in the pending By-Law A-300, Respecting Animals and Prohibited Animals.

RECOMMENDATION

It is recommended that Council give first reading to By-Law A-300, Respecting Animals (attached as Appendix A), and set a public hearing date to adopt the By-Law and repeal the existing animal related By-Laws to come into effect June 1, 2006.

BACKGROUND

Staff have developed the proposed By-Law A-300, Respecting Animals which harmonizes seven animal and exotic pet related By-Laws from the former municipalities, HRM By-Law D-100 Respecting the Registration and Regulation of Dogs along with Cat Regulations.

At the February 8, 2005, Committee of the Whole meeting, Council discussed a number of issues regarding cats including public health and safety, animal health, spay and neutering, registration, regulations, consistent rules for dogs and cats, property damage and running at large. Staff took these issues under advisement in the development of the proposed By-Law.

DISCUSSION

Staff also took the following actions to assist in the development of By-Law A-300, Respecting Animals:

- engaged an Animal Care Consultant Company, Jim Badow and Associates;
- engaged Corporate Research Associates Inc. to conduct a survey regarding animal related issues in their Metro Quarterly Survey, May 2005; and
- consulted staff of major Canadian municipalities regarding animal related By-Laws.

Animal Care Consultant

The Consultant reviewed the existing and proposed HRM animal related By-Laws. Guidelines were provided (attached as Appendix B) which were used in the drafting of proposed By-Law A-300, Respecting Animals.

Metro Quarterly Survey

Corporate Research Associates Inc., surveyed 400 citizens across the HRM. A synopsis of the results is as follows:

- 52% have concerns about the ownership or regulation of cats, dogs, and other domestic animals in HRM;
- 69% mostly or completely support limitations on the number of cats a household can own;
- 63% mostly or completely support restrictions on cats to their owner's property or neighbour's who give permission;
- 70% mostly or completely support cats wearing identification tag issued by HRM for small fee; and
- 90% support one or more of the above cat regulations.

The detailed results of the survey are attached as Appendix C.

Consultation with Major Canadian Municipalities

One of the most contentious issues that evolved in the discussions with other municipalities were cat regulations. Approximately half of the municipalities consulted did not have any cat regulations. Of the municipalities that do have regulations, the one consistent feature in addressing cat related issues is that the onus is on the complainant to capture the cat. Other than this feature, the research indicates there is very little consistency in the way municipalities are addressing cat issues. There is a consensus in the Animal Control Service industry that it is very difficult to capture cats and enforce cat legislation. Staff recommend that citizens continue to capture cats on their property in a humane manner as outlined in the enforcement strategy (attached as Appendix D).

Proposed By-Law

By-Law A-300, Respecting Animals includes dogs, cats, animals, prohibited animals, waterfowl and pigeons. The adoption of this by-law would introduce new and unbudgeted services including:

- limitation of three (3) dogs and three (3) cats that reside in a dwelling situated on properties of less than two (2) acres;
- cat licensing;
- cat offences including running at large, attacking a person or another animal, damaging public or private property and failing to remove defecation;
- jurisdiction now expands across the HRM from the former municipal units relative to the harmonized seven (7) animal and exotic pet By-Laws;
- animal offences including running at large, attacking a person or another animal, damaging public or private property and failing to remove defecation;
- introduction of additional prohibited animals as suggested by the Pet Industry Joint Advisory Council (PIJAC) of Canada and the Consultant to enhance public health and safety;
- prohibited animal offences including owning a prohibited animal, disposing of a prohibited animal and selling a prohibited animal;
- offence for any animal to cause a noise disturbance; and
- offence to feed waterfowl or pigeons on property owned by the HRM.

Implementation Risks

Staff are concerned about the impact the proposed A-300 By-Law Respecting Animals will have on the service delivery. There will be additional demands for enforcement with the scope of the proposed new By-Law. It has already been determined by staff, the Consultant and the Nova Scotia Department of Environment and Labor that the shelter does not have the capacity to shelter the animals impounded through the Animal Control Service contract and the Nova Scotia Society for the Prevention of Cruelty to Animals (NSSPCA).

The Animal Care consultant's comments regarding the NSSPCA facility are:

- "At this time the entire facility is barely adequate in virtually every aspect of shelter management to meet today's needs and activities. Because of its poor design, it makes it extremely difficult to provide proper upkeep and maintenance."
- "...upgrading of the facility is virtually impossible without gutting the entire building and rebuilding the entire inside of the building shell. Considering that the shell will not be large

enough to effectively accommodate the needs of the SPCA and the municipal animal control section, and considering what it would cost to retrofit, closing this shelter and building a new one is probably a better use of resources." i.e. Animals are housed in areas designed for people (i.e. Board Room)

BUDGET IMPLICATIONS

The Animal Care consultant report indicates there are not adequate resources to fund the existing Animal Control Service for a municipality the size of the HRM. If Regional Council adopts this By-Law without additional funds, there would be a further reduction in the current service delivery which is already deemed inadequate.

Under the current contract, an estimate of the cost to enforce the existing legislation with the NSSPCA is approximately \$328,000.00. The business case put forward by the Consultant for an Animal Control Enforcement Service necessitates an annual budget of approximately \$613,000.00 which does not include the costs for a licensing program, park patrol service and additional space for staff and animals.

The result is a shortfall of approximately \$285,000.00. Approximately 50% represents the increased cost relative to the new By-Law and 50% is deemed necessary for additional staff and equipment to improve the existing service. Also, it is anticipated the NSSPCA will expect increased funding for additional services resulting from the proposed new By-Law.

A program should be developed to address the requirements of the proposed A-300 By-Law Respecting Animals. The program would create additional cost drivers including but not limited to:

- animal control officers to enforce By-Law violations;
- additional space for staff and animals;
- equipment including cat traps;
- vehicles and related costs to address service requests;
- administrative staff to process service requests and the issuance and tracking of cat traps;
- improved licensing strategy which would include cats;
- education and promotion;
- an adoption program;
- veterinary and euthanizing services; and
- service demands over a large geographical area.

There are not adequate funds in the Community Projects, EMS, 05/06 operating budget for the HRM to implement the recommendation. For this reason, staff requires adequate time to develop a funding/revenue generation strategy. The most appropriate approach is to develop a business case for Council's consideration in the 06/07 budget process.

FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation.

ALTERNATIVES

There are a number of alternatives available to Council:

1. Maintain status quo of seven animal and exotic pet related By-Laws from the former municipalities and D-100, Respecting the Registration and Regulation of Dogs. This alternative is not recommended because there is a need to enhance public health and safety in animal related matters.
2. Approve By-Law A-300, Respecting Animals without Cat Regulations. Based on feedback from other Canadian municipalities, there may be merit in giving this alternative serious consideration.
3. Approve By-Law A-300, Respecting Animals and negotiate with the NSSPCA to provide the increased level of service. This alternative is not recommended because of the ongoing issues with the service delivery of the current contract.
4. Approve By-Law A-300, Respecting Animals and not enforce the Cat Regulations to avoid associated costs. This alternative is not recommended because it raises expectations of citizens without results.

ATTACHMENTS

- Appendix A:** Proposed By-Law A-300, Respecting Animals
Appendix B: Guidelines for Legislation
Appendix C: Metro Quarterly Survey
Appendix D: Proposed Cat Enforcement Strategy

Harmonized By-Law A-300 - Respecting Animals
Council Report

- 6 -

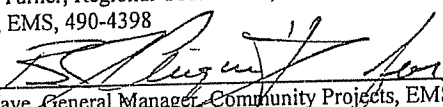
Committee of the Whole
July 5, 2005

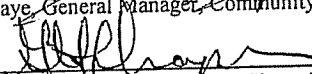
A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/agenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

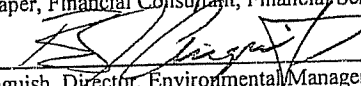
Report Prepared by: Andrea MacDonald, Manager, Animal Control and Taxi & Limousine Services,
Community Projects, EMS, 490-7371

Stefanie Turner, Regional Coordinator, Animal Control Services, Community
Projects, EMS, 490-4398

Report Approved by:


Allan Waye, General Manager, Community Projects, EMS, 490-6484


Gary Draper, Financial Consultant, Financial Services, 490-6902


Brad Anguish, Director, Environmental Management Services, 490-4825

APPENDIX A

HALIFAX REGIONAL MUNICIPALITY BY-LAW NUMBER A-300 RESPECTING ANIMALS

BE IT ENACTED by the Council of the Halifax Regional Municipality as follows:

Short Title

1 This By-Law shall be known as By-Law No. A-300 and may be cited as the “Animal By-Law”.

Interpretation

2 (1) In this By-Law,

- (a) “License Administrator” means the Administrator responsible for the licensing of dogs and cats and the registering of kennels appointed by the Chief Administrative Officer or designate;
- (b) “animal” includes any living mammal, bird, reptile, amphibian, insect or arachnid, and excludes livestock as defined in the *Fences and Detention of Stray Livestock Act* and wildlife as defined by the *Wildlife Act*;
- (c) “Animal Control Officer” means a police officer, By-Law enforcement officer or a special constable appointed pursuant to the *Police Act*;
- (d) “attack” means without provocation, to chase, injure or bite, or to threaten or give the impression of threatening;
- (e) “bite” means to penetrate the skin by a tooth or teeth;
- (f) “cat” means a non-feral or feral cat, either male or female;
- (g) “dangerous dog” means any dog which;
 - (i) attacks or demonstrates a propensity, tendency or disposition to attack a human being or animal either on public or private property;
 - (ii) has caused injury to or to otherwise endangered the safety of human beings or animals;
 - (iii) threatens any human being or animal;
 - (iv) is owned or harboured primarily or in part for the purpose of dog

fighting;

(v) is trained for dog fighting; or

(vi) is a dog for which a muzzle order has been made;

provided that no dog shall be deemed a “dangerous dog” solely because it attacks or threatens a trespasser on the property of its owner, harms or menaces anyone who has tormented or abused it, was at the time of its aggressive behaviour acting in defence to an attack from a person or animal, acting in defence of its young or is a professionally trained guard dog for law enforcement or guard duties;

- (h) “dog” means a dog, male or female, or the offspring resulting from the breeding of a dog and any other animal;
- (i) “dwelling unit” means one room or a group of rooms, occupied or capable of being occupied as the home or residence of one or more persons, and containing only one kitchen or other facility for the preparation of meals;
- (j) “feral cat” means any homeless, wild or untamed cat;
- (k) “identification device” means any device required for the identification of any dog or cat which contains a serial number or other means of identification corresponding with the number under which the animal is licensed by the License Administrator. Without limiting the generality of the foregoing, an identification device may include external identification devices such as tags, and/or internal identification devices such as microchips;
- (l) “kennel” means any premises where animals are harboured or bred as a commercial service or for sport or exhibition purposes for periods longer than sixty (60) days;
- (m) “leash” means a material device used by a person to restrict movement of an animal and is adequate for the purpose;
- (n) “licence” means a licence issued pursuant to this By-Law;
- (o) “license fee” is the fee for a given period of time payable to the License Administrator by the owner of a dog or cat required to be licensed at or before the time of licensing in the amount established by the Council of the Municipality from time to time by Administrative Order;
- (p) “microchip” means an approved ‘Canadian Standard’ encoded identification device implanted into a dog or cat, which contains a unique code that permits or facilitates access to an owner’s name, address and telephone number, which is stored in a central database;

- (q) "Municipality" means Halifax Regional Municipality;
- (r) "Municipal public park" includes any municipal park, school grounds, public swimming areas, playgrounds or sports or athletic fields owned or operated by the Municipality or the Halifax Regional School Board, but does not include Provincial or Federal lands;
- (s) "muzzle" means a humane covering device of sufficient strength placed over a dog's mouth to prevent it from biting;
- (t) "noise" means an unwanted sound or activity that unreasonably disturbs the quiet, peace, tranquility, rest, enjoyment, comfort of convenience of a neighbourhood of the Municipality or a part thereof;
- (u) "organized hunt" means a controlled, organized pursuit of game or fowl using trained dogs, by duly licensed hunters;
- (v) "owner" when used in respect of an animal, means any person who possesses, has the care of, has the control of or harbours the animal, and where the person is a minor, includes the person responsible for the custody of the minor;
- (w) "prohibited animal" means an animal which is listed in the Prohibited Animals Schedule "A";
- (x) "property owner" means:
- (i) in the absence of proof to the contrary, the person or persons assessed for the property; or
 - (ii) a part owner, joint owner, tenant in common or joint tenant of the whole or any part of land or a building;
- (y) "runs at large" when used in respect of an animal, means off the property of its owner without a leash; and an animal shall be deemed to be running at large where it is on any private property or premises without the permission of the owner or occupant thereof;
- (z) "shelter" means such premises and facilities designated by the Municipality as animal shelters for the keeping and disposition of impounded animals;
- (aa) "Shelter Keeper" means a person appointed by the Municipality, including an employee of the Municipality, to be in charge of a shelter and includes a person acting under the supervision and direction of a Shelter Keeper;

- (ab) “spayed or neutered” means incapable of reproduction as certified by a licensed veterinarian;
- (ac) “threatens” means unmuzzled, leashed or unleashed, or unattended by its owner, or a member of the owner’s family, in a vicious or terrorizing manner, approaches in an apparent attitude of attack upon streets, sidewalks, any public grounds or places, or on private property other than the property of the owner;
- (ad) “waterfowl” means a bird that lives on or about the water.

Limitations of Dogs and Cats

3 (1) No person shall keep more than three (3) dogs over twelve (12) weeks of age in and about any dwelling unit.

(2) No person shall keep more than three (3) cats over twelve (12) weeks of age in and about any dwelling unit.

(3) Where a person is keeping more than the allowable number of dogs or cats permitted in and about any dwelling unit at the time this By-Law comes into force and effect, the person shall be permitted to keep the specific dogs and cats kept at that time notwithstanding that the numbers exceed the numbers permitted, provided that the dogs and cats are licensed in accordance with this By-Law within thirty (30) days of this By-Law coming into force and effect, provided however that the person shall not be permitted to keep additional dogs and cats in and about any dwelling unit until the number kept drops below the numbers permitted in subsections (1) and (2).

(4) Subsections (1) and (2) shall not apply to kennels registered pursuant to Section 8.

(5) This Section shall not apply to properties in the Municipality that are 2 acres or greater in size.

Licensing Of Dogs And Cats

4 (1) No person shall own a dog or a cat within the Municipality without having licensed the dog or cat with the License Administrator within ten (10) days after the person becomes the owner of the dog or cat or brings the dog or cat into the Municipality or annually before the expiration of any current license.

(2) Notwithstanding subsection (1), a person who possesses, has the care of, has the control of or harbours a dog or cat for less than sixty (60) days is not required to license the dog or cat.

Licensing Procedure

5 (1) At or before the time of licensing a dog or a cat, the owner shall provide to the License Administrator:

- (a) the owner’s name, address, and telephone number;

- (b) the name of the dog or cat;
- (c) the description, including its sex, breed, and known or approximate age;
- (d) a certificate of spaying or neutering for the dog or cat, where appropriate;
- (e) a certificate of rabies inoculation for the dog or cat, where appropriate; and
- (f) the applicable license fee.

(2) When the application is for the licensing of a dog, the owner shall also provide to the License Administrator, where appropriate

- (a) a certificate from the Canadian National Institute of the Blind or the Hearing Ear Dogs of Canada in respect of the dog;
- (b) a certificate from a qualified medical practitioner indicating that the owner suffers from a disability and requires the use of a dog that is trained to assist persons with such disabilities; or
- (c) a certificate that the dog is used for search and rescue or law enforcement.

(3) The License Administrator shall keep a record of every dog or cat licensed, showing the date and number of license, the name and description of the dog or cat with the name and address of the owner and the respective license category.

(4) Upon receipt of the matters described in subsection (1), the License Administrator shall supply the owner with an identification device and directions respecting the placement of the device and a receipt.

License Year

6 Every license issued and license fee paid on or before the applicable expiration date in any year shall be effective for 12 months inclusive.

Identification

7 (1) The owner of every dog or cat licensed pursuant to this By-Law shall keep the identification device issued to the owner securely affixed or attached to, or installed or lodged in place on the dog or cat in accordance with the directions provided pursuant to subsection (4) of Section 5 at all times.

(2) Notwithstanding subsection (1), an identification device which is intended to be externally secured to a dog or cat may be removed from the dog or cat temporarily while the dog or cat is being used lawfully for hunting, exhibition purposes or engaged in law enforcement duties.

(3) In the event that an owner files with the License Administrator a statutory declaration

that an identification device is lost or unusable, the License Administrator may replace the identification device upon payment by the owner of the fee pursuant to Administrative Order 15, the License and Fees Administrative Order.

(4) Any dog which does not have a valid identification device shall be deemed not to be licensed under this By-Law.

Kennel Registration

8 (1) No person shall own or operate a kennel within the Municipality without having registered the kennel and licensed the dogs or cats owned by the kennel with the License Administrator.

(2) At or before the time of registration, the owner or operator of a kennel shall provide to the License Administrator:

- (a) the name, address and telephone number of the owner or operator;
- (b) the trade or business name of the kennel, where appropriate;
- (c) proof that the kennel is registered with the Canadian Kennel Club, if applicable;
- (d) a development permit for the kennel issued by the Development Officer; and
- (e) the applicable registration fee pursuant to Administrative Order 15, the License and Fees Administrative Order.

(3) The acceptance of any kennel registration does not relinquish or release any kennel owner or operator from complying with any other By-Law of the Municipality or Provincial legislation.

Duties of Owners

9 (1) No owner of a dog shall:

- (a) cause or permit a dog at any time to run at large;
- (b) cause or permit a dog to damage public or private property;
- (c) fail to remove defecation immediately on any public or private property other than the property of its owner; and other than a dog trained to assist and are assisting a person with a disability;
- (d) fail to keep an un-spayed female dog confined inside a dog-proof enclosure while it is in heat; or
- (e) cause or permit a dog to be in a municipal public park designated by signage

as an area prohibiting dogs.

(2) Notwithstanding clause (a) of subsection (1), it shall not be an offence where a dog is without a leash provided that the dog is:

- (a) participating in an organized hunt; organized dog exhibition events; or dog field trials;
- (b) participating in a search and rescue training or operation; or police training or operation;
- (c) working on a farm; or
- (d) within a municipal public park where the area is designated by signage as an area where dogs are permitted to be without a leash subject to such limitations as are posted.

(3) No owner of a cat shall:

- (a) cause or permit a cat at any time to run at large;
- (b) cause or permit the cat to attack a person or another animal, other than wild rodents and birds;
- (c) cause or permit a cat to damage public or private property; or
- (d) fail to remove defecation immediately on any public or private property other than the property of its owner.

(4) Any owner who causes or permits the occurrence of any of the prohibited activities or fails to meet any of the duties in the subsections (1) or (3) shall be guilty of an offence under this By-Law.

Dog Attacks

10 (1) The owner of any dog that attacks any person or another animal is guilty of an offence under this By-Law.

(2) Where an Animal Control Officer has reason to believe that a dog has attacked a person or another animal, and the owner of the dog has been identified, the Animal Control Officer may do any one or combination of the following enforcement actions:

- (a) issue the owner a Notice to Muzzle the dog;
- (b) issue the owner a Notice to Microchip the dog;
- (c) classify the dog as a 'dangerous dog' in the municipal registry; or

- (d) destroy the dog without permitting the owner to claim it and issue the owner a Notice informing that the dog has been destroyed.

(3) When a dog that has been classified as a dangerous dog pursuant to clause (c) of subsection (2), the owner shall:

- (a) keep the dog securely restrained either indoors or inside an escape-proof enclosure that does not allow the dog to jump, climb or dig its way out of while it is on the property of the owner; and
- (b) muzzle, securely leash, and ensure that the dog is under the control of a person not under 18 years of age when the dog is off the property of the owner.

(4) Where an owner has been served with a Notice pursuant to clause (a) or (b) of subsection (2), the failure of the owner to comply with any Notice shall be an offence under this By-Law.

(5) Any owner of a dog who fails to comply with the requirements of subsection (3) shall be guilty of an offence under this By-Law.

Animal Offences

11 (1) No owner of an animal not being a cat or a dog shall:

- (a) cause or permit an animal at any time to be off of the premises of the owner and not be:
 - (i) enclosed inside an escape-proof building or fenced area; or
 - (ii) enclosed inside an escape-proof aquarium, pen, cage or container of durable construction; or
 - (iii) securely tethered on a leash, harness, chain or other device in an escape-proof manner, provided that this sub-clause shall not apply to reptiles;
- (b) cause or permit an animal to attack a person or another animal;
- (c) cause or permit an animal to damage any public or private property; or
- (d) fail to remove defecation immediately on any public or private property other than the property of its owner.

(2) Any owner who causes or permits the occurrence of any of the prohibited activities or fails to meet any of the duties in subsection (1) shall be guilty of an offence under this By-Law.

Prohibited Animal Offences

12 (1) No person shall:

- (a) be the owner of a prohibited animal;
- (b) dispose of any prohibited animal except by releasing the said animal to an Animal Control Officer; or
- (c) sell or offer for sale any prohibited animal.

(2) Any owner who causes or permits the occurrence of any of the prohibited activities or fails to meet any of the duties in subsection (1) shall be guilty of an offence under this By-Law.

(3) Notwithstanding clause (a) of subsection (1), it shall not be an offence to be the owner of a prohibited animal if:

(a) the owner is a university, zoo, museum or other facility for the preservation as specimens of natural history or for scientific purposes; or

(b) the animal is owned for the purpose of entertaining the public; and the owner has authorization to be the owner of the animal under any statute or regulation of the Parliament or Government of Canada or the Legislature or Government of Nova Scotia.

(4) Clause (a) of subsection (1) shall come into effect ninety (90) days after the By-Law is adopted.

Seizure and Impounding of Animals

13 (1) Any animal found running at large may be seized and impounded by an Animal Control Officer.

(2) Any cat found running at large may be captured or seized by the property owner.

(3) All cats captured or seized shall be delivered to the shelter keeper as soon as possible to be dealt with according to the provisions of this By-Law.

Noise

14 No person shall permit any animal that is kept by the person to make noise.

Feeding of Waterfowl and Pigeons

15 (1) No person shall feed waterfowl or pigeons on property owned by the Municipality.

(2) Subsection (1) shall not apply to Municipal staff or contractors on behalf of the Municipality who feed waterfowl or pigeons on property owned by the Municipality.

Powers of Animal Control Officer

16 (1) An Animal Control Officer, while pursuing any animal in enforcing this By-Law, may pass over the land of any person, but this section shall not be so construed as to provide immunity against an action for actual damage to the property of any person.

(2) If any animal is at large and cannot be seized safely, an Animal Control Officer, who believes on reasonable grounds that the animal poses a danger to a person or another animal and the owner is not readily able to be found, may, without notice to the owner, destroy the animal, as the case may be, immediately in a humane manner.

Shelter Keeper

17 (1) The Municipality may establish and maintain such shelters as may be necessary and may appoint a Shelter Keeper who shall have charge of such facilities together with any necessary assistants, or may contract for the provision of the services.

(2) The Municipality may enter into an agreement in writing with any person or association appointing that person or association Shelter Keeper.

(3) All animals captured by a citizen or an Animal Control Officer shall be delivered to the Shelter Keeper as soon as possible after capture.

(4) The Shelter Keeper shall receive all animals seized and delivered pursuant to this By-Law, and shall detain the same and furnish them with food and water for a period of three (3) days.

(5) During the three (3) day period designated by subsection (4), the Shelter Keeper shall make reasonable efforts to notify the owner of the animal.

(6) If an impounded animal is injured, sick or otherwise in need of medical care, the Shelter Keeper shall ensure that basic veterinary treatment is provided so that life is not endangered and that pain is reduced consistent with humane principles. The Shelter Keeper may decide, after a reasonable period of observation and based upon reasonable grounds, to destroy the animal.

(7) If the Shelter Keeper believes on reasonable grounds that an impounded animal poses a danger to a person or another animal, the Shelter Keeper may, without notice to the owner, destroy the animal in an immediate and safe manner.

(8) The Shelter Keeper shall sell or destroy an impounded prohibited animal without permitting any person to claim it, unless the owner is one of the classes identified in subsection (3) of Section 12 and has authorization to be the owner of the animal under any statute or regulation of the Parliament or Government of Canada or the Legislature or Government of Nova Scotia.

Unredeemed Animals

18 (1) If an animal is not redeemed within the three (3) day period, or otherwise dealt with by this By-Law, the animal shall become the property of the Shelter Keeper and may:

- (a) be sold; or

(b) be euthanized.

(2) The Shelter Keeper shall keep all animals seized, where there is an action before the Court involving the animal, until such time as a Court orders otherwise.

Fees

19 (1) Subject to subsections (7) and (8) of Section 17, the owner of any impounded animal, or a person having the written authorization of the owner, may redeem the animal from the shelter upon payment of the following:

- (a) redemption fee;
- (b) boarding fee for each day, or part thereof, that the animal has been impounded;
- (c) any veterinary fees incurred while the animal is impounded; and
- (d) a licence fee, if required.

(2) The fees payable in subsection (1) shall be those established by the Regional Council pursuant to Administrative Order 15, the License and Fees Administrative Order.

(3) If an animal is not released to its owner, the fees payable in subsection (1) may be recovered by the Municipality from the owner as a debt.

Offenses and Penalties

20 (1) A person who contravenes any section of this By-Law is liable upon summary conviction to a minimum penalty of not less than One Hundred Dollars (\$100.00) and a maximum penalty of not more than Five Thousand Dollars (\$5000.00), and in default of payment, to imprisonment for a term not exceeding sixty (60) days.

(2) Upon conviction, any costs incurred pursuant to this By-Law, by the Municipality or the Shelter Keeper, may be imposed as a fine upon the person.

(3) No Shelter Keeper shall release any animal to its owner, until such owner pays for all fees, costs and expenses of the Shelter Keeper while the animal was impounded and kept at the shelter.

Effective Date

This By-Law shall come into effect on June 1, 2006.

Repeal

21 (1) Section 7 of By-Law No. 8 of the Halifax County Municipality, the Mischiefs and Nuisances By-Law, is repealed.

- (2) By-Law W-201 of the City of Dartmouth, Being a By-Law of the City of Dartmouth with respect to the feeding of waterfowl, is repealed.
- (3) By-Law Number 63 of the Halifax County Municipality, the Animal Defecation By-Law, is repealed.
- (4) By-Law Number 22931 of the Town of Bedford, Respecting Exotic Pets, is repealed.
- (5) By-Law Number 12 of the Halifax County Municipality, the Animals By-Law, is repealed.
- (6) Ordinance 184 of the City of Halifax, the Reptiles Ordinance, is repealed.
- (7) By-Law E-300 of the City of Dartmouth, Being a By-Law of the City of Dartmouth to regulate keeping of reptiles and arachnids within the City of Dartmouth, is repealed.

SCHEDULE "A" **PROHIBITED ANIMALS**

All artiodactylous ungulates, except domestic goats, sheep, pigs, cattle, llamas and alpacas
 All canidae, except the domestic dog
 All chiroptera (bats)
 All crocodilians (such as alligators and crocodiles)
 All edentates (such as anteaters, sloths and armadillos)
 All elephantidae (elephants)
 All Erinacidae, except the African pigmy hedgehog
 All felidae, except the domestic cat
 All hyaenidae (hyenas)
 All marsupials, except sugar gliders
 All mustelidae (such as skunks, otters and weasels), except the domestic ferret
 All non-human primates (such as gorillas and monkeys)
 All pinnipeds (such as seals, fur seals and walruses)
 All perissodactylous ungulates, except the domestic horse, mule, donkey and ass
 All procyonidae (such as raccoons, coatis and cacomistles)
 All raptors, diurnal and nocturnal (such as eagles, hawks and owls)
 All ratites (such as ostriches, rheas and cassowaries)
 All ursidae (bears)
 All venomous reptiles
 All venomous arachnids
 All viverridae (such as mongooses, civets and genets)
 All members of the families pythonidae and boidae
 All snakes which may reach an adult length longer than two (2) meters (measured from snout to the tip of the tail)
 All lizards which may reach an adult length longer than two (2) meters (measured from snout to the tip of the tail)

APPENDIX B

Note: *We have reviewed the existing and proposed HRM Animal Care and Control By-Laws and are providing the following Guidelines for consideration when existing animal care and control By-Laws are revised or new ones are enacted.*

Guidelines for Legislation

An Animal Care and Control By-Law should advocate public safety and promote responsible pet ownership to minimize conflicts and encourage a harmonious relationship between residents and pets.

1. **DOG LICENSING** provisions are required to enhance the prompt return of dogs to their owners, and should include:

- Appointing deputy registrars.
- Licensing procedure.
- License year (annual or anniversary).
- Licence fees (with appropriate recognition for owners who have their dogs sterilized and/or permanently identified by microchip).
- Requirements when a dog is sold or given away.
- Having identification affixed.
- Definition and registration of dog kennels.

2. **DOG CONTROL** provisions are required to provide guidance to dog owners about proper confinement and restraint in order to protect public health and safety, and to promote responsible ownership, and should include the following offences:

A. Dog Control

- Dog running at large (restraint).
- Authority to impound dogs running at large.
- A requirement to notify the owner, where known, of an impounded dog.
- Length of redemption period
- Providing veterinary care to injured and sick dogs.
- Authority to dispose of a dog at the end of the redemption period.
- Failing to clean up defecation.
- Dog in a Municipal Park where prohibited.
- Damage to public or private property.
- Failing to confine an un-spayed female in heat.
- Exemptions (field trials, dog shows, etc.).

B. Dog Attacks and Dangerous Dogs

- Identification of what constitutes a dog attack on a person or domestic animal.
- Identification of what constitutes a dangerous dog.
- Circumstances for issuing Notices to Microchip, Muzzle and/or Destroy a dog.

- Requirement to identify dangerous dogs in the municipal registry.
 - Exemptions (protecting young, trespassers, etc.).
 - Circumstances and authority for Animal Control Officer to destroy dangerous dogs at large.
 - Control of dangerous dogs in enclosures on owners' property.
 - Muzzling instructions.
3. **CAT LICENSING** provisions are required to enhance the prompt return of cats to their owners, and should include:
- Appointing deputy registrars.
 - Licensing procedure.
 - License year (annual or anniversary).
 - Licence fees (with appropriate recognition for owners who have their cats sterilized and/or permanently identified by microchip).
 - Requirements when a cat is sold or given away.
 - Having identification affixed.
 - Defining and licensing of cat colonies(catteries).
4. **CAT CONTROL** provisions are required to provide guidance to cat owners about proper confinement and restraint in order to protect public health and safety, and to promote responsible ownership, and should include the following offences:
- Cats running at large defined.
 - Actions to deal with cats attacking a person or animal.
 - Actions to deal with cats damaging public or private property.
 - Permitting the establishment or continuation of a cat colony (cattery).
 - Identifying the circumstances when cats running at large may be captured or seized by a property owner.
 - Requirement for captured cats to be delivered to the shelter keeper.
 - Requirement to notify the owner, where known, of an impounded cat.
 - Length of redemption period.
 - Providing veterinary care to injured and sick cats.
 - Authority to dispose of a cat at the end of the redemption period.
5. **ANIMAL CONTROL** provisions are required to provide guidance to owners of animals other than dogs and cats about proper confinement and restraint in order to protect public health and safety, and to promote responsible ownership, and should include the following offences:
- Being at large.
 - Attacking a person or animal.
 - Damaging any public or private property.
 - Failing to clean up defecation.
 - Identifying when and how animals at large may be captured, seized and impounded.
 - Requirement for captured animals to be delivered to the shelter keeper.
 - Requirement to notify the owner, where known, of an impounded animal.
 - Length of redemption period.

- Providing veterinary care to injured and sick animals.
 - authority to dispose of an animal at the end of the redemption period.
6. **PROHIBITED ANIMAL CONTROL** provisions are required to provide identification of animals which are prohibited from being kept by residents to protect public health and safety, and to deal with prohibited animals found in contravention of the By-Law and should include:
- A list of prohibited animals as an appendix to the By-Law.
 - Consequences for owning a prohibited animal.
 - Disposing of a prohibited animal.
 - Selling or offering for sale of a prohibited animal.
 - Exemptions.
 - Authority to seize any prohibited animal found at large.
 - Identification of holding time for a seized prohibited animal.
 - Requirement to notify the owner, where known of a captured animal.
 - Providing veterinary care to injured and sick animals.
 - Authority to dispose of an animal at the end of the redemption period.
 - Selling or transferring a prohibited animal to a location where ownership is permitted.
7. **LIMITING THE NUMBER OF CATS AND DOGS** provisions are required to provide to promote responsible ownership, and enhance community harmony and should include the following:
- Identifying the maximum number of dogs and/or cats by individuals who are not licenced as a dog kennel or cat colony (cattery).
8. **REPORT OF CATS AND DOGS ON PREMISES** provisions are required for the HRM to conduct a pet census. Accurate numbers of owned dogs and cats will assist in developing appropriate animal care and control programs.
9. **ANIMAL NOISE** provisions are required to deal with animals which persistently cause a public nuisance through persistent barking, calling, whining or other persistent noise-making.
10. **WATERFOWL** provisions are required to order to protect public health and safety, and should include the following offences:
- Prohibiting the feeding of waterfowl on property owned by the Municipality.
 - Exemption for municipal staff or contractors to feed waterfowl owned or under the care of the Municipality.
11. **SHELTER KEEPER** provisions are required to provide guidance regarding:
- Holding times for animals.
 - Notifying the owner, where known, of impounded animals.
 - Requirement to provide veterinary care for injured or sick animals.
 - authority to destroy animals immediately that are posing a danger to persons or other

- animals.
- Authority to adopt or euthanize animals not claimed by owners.
- Requirement to hold all seized animals where there is an action before a court until such time as a court orders otherwise.
- **COST RECOVERY** provisions are required to encourage responsible ownership and to recover sheltering costs that are incurred as a result of owners failing to exercise proper control over their pet.
- **PENALTIES.** Penalty provisions are required that appropriately reflect the impact on the community of an offence under the animal care and control By-Law.

APPENDIX C



Final Results

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HRM Animal Control
600-7122P

Prepared for:

HRM Animal Control

Second Quarter 2005



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1-888-414-1336

Study Methodology

Questionnaire Design

The questions commissioned by HRM Animal Control and used in this study were designed by Corporate Research Associates Inc., in consultation with HRM Animal Control staff.

Sample Design and Selection

The sample for this study was drawn using systematic sampling procedures from a list of randomly-selected households compiled from listed telephone numbers in the Halifax Regional Municipality, drawn from a database that is updated quarterly. The sample was selected to match the geographical distribution of the population within the region and was designed to complete interviews with a representative sample of 400 adult residents, 18 years of age and older, of the Halifax Regional Municipality.

Survey Administration

The survey was conducted by telephone from May 16 to June 3, 2005 from Corporate Research Associates' data collection facilities in Halifax. All interviewing was conducted by fully-trained and supervised interviewers and a minimum of 10 percent of all completed interviews were subsequently verified.

Completion Results

Among all eligible respondents contacted, the rate of interview completion was 16 percent. Completion rate is calculated as the number of cooperative contacts (601) divided by the total of eligible numbers attempted (3,700).

The final disposition of all telephone numbers called is shown below in the Professional Marketing Research Society's *Standard Record of Contact Format*.



Completion Results

TOTAL NUMBERS ATTEMPTED	4,586
Not in service	656
Blocked number	9
Fax/Modem	87
Cellular telephone/Pager	3
Incorrect number/Duplicates	19
Business number	112
TOTAL ELIGIBLE NUMBERS	3,700
Busy	36
Answering machine	361
No answer	140
Language	25
Illness, incapable	54
Scheduled Call Back/Mid Call Back/Qualified Not Available	468
TOTAL ASKED	2,616
Household refusal	693
Respondent refusal	1029
Qualified respondent break off/Hang up	282
Never call list	11
COOPERATIVE CONTACTS	601
Disqualified/Quota full	201
Completed interviews	400

Sample Distribution

The overall results are based on 400 interviews with individuals from the HRM population. A sample of 400 respondents would be expected to provide results accurate to within plus or minus 4.9 percentage points in 95 out of 100 samples.

Sample Distribution		
Region	Sample	Margin of Error ¹
Halifax	144	± 8.2%
Dartmouth	86	± 10.6%
Bedford/Sackville	68	± 11.9%
Other HRM	102	± 9.7%
Halifax Regional Municipality	400	± 4.9%

¹95% confidence interval


General Instructions:

- o Interviewer must record the seven digit ID number in the space provided.
- o Interviewer must read each set of instructions for each part of this questionnaire.
- o Interviewer must record all responses clearly and verbatim where required.
- o Interviewer must avoid paraphrasing or rewording responses.
- o Record the following information:

Respondent's Name: _____
Telephone Number: _____
Postal Code: _____
ID Number: _____

Hello, my name is _____ and I work with Corporate Research Associates, a public opinion and market research company based here in Halifax. Today we are conducting an important survey with residents of HRM about various issues in our community.

I would like to speak with an adult in your household who is 18 to 34 years of age? Is someone in this age group available to complete an interview at this time? **[IF ASKED]** This survey should take about 18 minutes to complete.

- 1 Speaking, → **CONTINUE WITH SURVEY**
- 2 Yes → **TRANSFER TO 18 – 34 YEAR OLD, REPEAT GENERAL INTRO AND CONTINUE**
- 3 No → **CONTINUE**

[IF "NO" 18-24 NOT AVAILABLE] We are interested in the opinions of all adults in HRM, would this be a convenient time to ask you a few questions? **[IF ASKED]** This survey should take about 18 minutes to complete.

- 1 Speaking → **CONTINUE WITH SURVEY**
- 2 No → **IF NOT AVAILABLE, ARRANGE CALLBACK**

Please note that we are not selling anything. All your answers will remain confidential and your identity will remain anonymous. Before we begin, please note that this call may be monitored for quality assurance purposes.

IF RESPONDENT OBJECTS TO BEING MONITORED: I understand your request for privacy. Can I put you on hold briefly until I have confirmed this call is not being monitored? **OBTAIN CONFIRMATION FROM SUPERVISOR THAT CALL IS NOT BEING MONITORED. RETURN TO CALL:** Thank you for holding. I have confirmed with my supervisor that this call is not being monitored.

IF RESPONDENT ASKS WHO MAY BE MONITORING: This call may be monitored by my direct Supervisor or a representative of Corporate Research Associates.

Before I begin, there are just a few questions that I'd like to ask you.

d. Do you, or does anyone else, in your household currently work in any of the following occupations:

- | | <u>YES</u> | <u>NO</u> |
|--|------------|-----------|
| i. Marketing Research | 1 | 2 |
| ii. The Media such as radio, newspaper, TV | 1 | 2 |

IF "YES" TO ANY OF THE ABOVE – RECORD TERMINATION POINT FOR Q.d AND THANK

- a. I am now going to read the names of communities in the local area. Please stop me when I name the community in which you presently live. Do you live in ... :
READ RESPONSES IN ORDER -- CODE ONE ONLY

- 01 Dartmouth
- 02 Bedford
- 03 Spryfield
- 04 Fairview
- 05 Clayton Park
- 06 Rockingham
- 07 Halifax
- 08 Cole Harbour
- 09 Colby Village
- 10 Lawrencetown
- 11 Preston
- 12 Portabello
- 13 Waverley
- 14 Sackville
- 15 Eastern Passage
- 16 Hammonds Plains
- VOLUNTEERED**
- 97 Refused **THANK AND TERMINATE**
- 99 Other (SPECIFY: _____)

- b. Gender: [BY OBSERVATION] Male 1 Female 2

- c. And to ensure we talk to a broad range of HRM residents, in which of the following age groups do you fall? Are you:
READ RESPONSES IN ORDER -- CODE ONE ONLY

- 1 18-24
- 2 25-34
- 3 35-44
- 4 45-54
- 5 55-64
- 6 65 or older
- VOLUNTEERED**
- 7 Refused (Thank, record, and terminate)

AC1. What concerns, if any, do you have about the ownership or regulation of cats, dogs, and other domestic animals in HRM? **PROBE:** Any other concerns?

DO NOT READ RESPONSES - CODE ALL THAT APPLY

- 01 Cats are roaming free
- 02 Cats cause property damage (gardens, cars, etc.)
- 03 Cats that are stray/unwanted
- 04 Cats are not licensed
- 05 Dog owners not picking up after their dog defecates
- 06 Dog bites/attacks
- 07 Dog breeds that are violent/dangerous
- 08 Dogs not on a leash/properly restrained
- 09 Not enough leash free areas for dogs
- 10 Dogs persistently barking/howling
- 11 Too many regulations/restrictions
- 97 None/No concerns/Current regulations are fine
- 98 Don't know/No answer
- 99 Other [SPECIFY:_____]

AC2. All things considered would you [READ RESPONSES IN ORDER] HRM creating a bylaw that would [READ AND ROTATE OPTIONS]? **CODE ONE ONLY**

- a. Place a legal limit on the number of cats a household can own
- b. Restrict cats to their owner's property or the property of neighbors who give permission
- c. Require cats to wear an I.D. tag issued by HRM for a small fee
- 1 Completely support
- 2 Mostly support
- 3 Mostly oppose
- 4 Completely oppose
- VOLUNTEERED**
- 5 Should not be any cat regulations
- 8 Don't know/No answer

DEMOGRAPHICS:

Finally, I would like to ask you some questions about yourself that will help us analyze the survey results.

60. What is the highest level of education you have completed?
DO NOT READ RESPONSES - CODE ONE ONLY

- 1 Elementary school (1-9)
- 2 Some high school
- 3 Graduated high school
- 4 Some Community/Technical College
- 5 Graduate Comm./Tech. College
- 6 Some University
- 7 Graduated university
- 8 Post Graduate
- 9 Refused

61. What is your current employment status? Are you currently ... :
READ RESPONSES IN ORDER – CODE ONE ONLY

- 1 Employed full-time, that is, at least 30 hours per week
- 2 Employed part-time, that is, less than 30 hours per week
- 3 Not employed, but actively looking for full-time work
- 4 Not employed, but actively looking for part-time work
- 5 Not actively looking for work
- VOLUNTEERED**
- 7 Refused

62. Which of the following broad income categories best describes your total household income before taxes last year? Would it be ... : **READ RESPONSES IN ORDER – CODE ONE ONLY**

- 1 Less than \$25,000
- 2 At least \$25,000 but less than \$50,000
- 3 At least \$50,000 but less than \$75,000
- 4 At least \$75,000 but less than \$100,000
- 5 \$100,000 or more
- VOLUNTEERED**
- 7 Refused
- 8 Don't know/No answer

THANK YOU FOR YOUR ASSISTANCE AND COOPERATION

Interviewer Certification: I hereby certify that this survey was conducted in the manner in which it was intended and understand that a field supervisor will verify a portion of completed interviews.

Interviewer's Signature: _____ Date: _____

HALIFAX METRO QUARTERLY - SECOND QUARTER 2005

HRM ANIMAL CONTROL

TABLE AC1: FIRST MENTION

What concerns, if any, do you have about the ownership or regulation of cats, dogs, and other domestic animals in HRM?

	OVERALL %	COMMUNITY				GENDER		AGE			EDUCATION				HOUSEHOLD INCOME		
		HFX	DART	BED/ SACK	OTHER HRM	M	F	18-34	35-64	65+	L.T. H.S.	Grad H.S.	Some P.S.	Grad P.S.	< \$50K	\$50K- \$74.9K	\$75K+
None/No concerns/Current regulations are fine	46	46	37	48	50	51	42	58	40	41	38	46	55	44	45	42	46
Cats are roaming free	10	9	12	12	9	9	11	5	11	13	13	13	3	10	6	13	11
Dogs not on a leash/properly restrained	8	7	9	7	7	6	9	6	9	7	0	5	9	9	6	12	6
Dog owners not picking up after their dog defecates	6	7	6	4	7	3	8	6	7	5	5	10	3	6	6	4	6
Cats should not have to be registered/should not have a by-law	3	3	3	1	3	3	3	1	5	2	5	1	2	3	2	1	6
Dog breeds that are violent/dangerous	2	2	2	3	2	3	2	2	1	4	0	1	0	4	1	2	4
Owner should be fully responsible for their pet	2	3	3	1	0	3	1	2	2	3	5	1	2	2	3	0	2
Cats are not licensed	2	1	3	1	1	2	1	1	1	3	5	4	0	0	2	2	0
Cats that are stray/unwanted	2	1	1	1	2	2	1	0	3	1	0	3	2	1	1	4	1
Oppose banning certain breeds of dogs	1	1	1	0	3	2	1	4	1	0	3	0	2	1	2	1	1
Pets are running loose	1	2	2	0	0	1	2	1	2	1	3	0	2	1	2	1	1
Too many dogs/cats	1	2	0	1	1	1	1	1	1	2	0	3	3	0	1	1	2
They should all be registered/all be treated equally	1	1	2	1	0	2	1	0	2	2	0	1	2	1	1	0	3
Animals should be spayed/neutered	1	1	1	0	3	0	2	3	1	0	0	0	3	1	2	2	0
Dog bites/attacks	1	1	1	3	0	1	1	0	1	3	3	1	3	0	2	0	0
Cats cause property damage (gardens, cars, etc.)	1	1	2	1	1	1	2	0	1	3	0	1	0	2	1	1	1
Too many regulations/restrictions	1	2	0	0	1	1	1	1	2	0	3	1	0	1	2	0	1
Not enough leash free areas for dogs	1	1	1	0	2	1	1	1	2	0	0	0	2	1	1	1	2
Animals should be kept to their own property	1	0	0	3	0	1	0	0	0	2	5	0	0	0	1	0	0
Everyone should clean up after their animals	0	0	0	1	0	1	0	0	1	0	0	0	0	0	0	0	1
Dog laws not being properly enforced	0	0	1	0	0	0	0	0	1	0	0	0	0	0	0	0	1
Dogs persistently barking/howling	7	6	6	6	8	6	7	8	6	5	10	6	5	7	9	7	5
Other	2	3	2	1	1	2	3	0	2	4	3	1	5	2	3	5	0
Don't know/No answer	2	3	2	1	1	2	3	0	2	4	3	1	5	2	3	5	0
SAMPLE SIZE (N)	500	144	86	68	102	172	228	108	174	117	39	78	64	213	172	84	100

HALIFAX METRO QUARTERLY - SECOND QUARTER 2005

HRM ANIMAL CONTROL

TABLE AC1: TOTAL MENTIONS

What concerns, if any, do you have about the ownership or regulation of cats, dogs, and other domestic animals in HRM?

	OVERALL %	COMMUNITY					GENDER		AGE			EDUCATION				HOUSEHOLD INCOME		
		HFX	DART	BED/ SACK	OTHER HRM	M	F	18-34	35-54	55+	L.T. H.S.	Grad H.S.	Some P.S.	Grad P.S.	< \$50K	\$50K- \$74.9K	\$75K+	
None/No concerns/Current regulations are fine	46	46	37	49	50	51	42	59	40	41	38	46	55	44	45	42	46	
Dogs not on a leash/property restrained	13	12	15	13	11	8	16	7	15	14	5	12	16	13	11	15	12	
Dog owners not picking up after their dog defecates	12	14	16	7	10	6	17	10	16	9	5	14	8	15	9	14	15	
Cats are roaming free	12	10	17	13	10	9	14	6	15	15	13	17	6	12	8	17	14	
Cats cause property damage (gardens, cars, etc.)	6	5	7	7	4	4	7	2	8	8	5	5	3	6	4	4	7	
Dog breeds that are violent/dangerous	5	9	3	3	2	6	4	3	6	6	0	1	0	9	3	5	8	
Cats should not have to be registered/should not have a by-law	3	3	3	1	4	3	3	1	5	3	5	3	2	4	2	4	8	
Owner should be fully responsible for their pet	3	3	6	3	0	4	2	3	3	3	5	4	2	3	4	1	3	
Not enough leash free areas for dogs	3	3	3	0	2	3	2	2	4	1	0	0	3	4	1	4	4	
Cats are not licensed	3	1	5	3	2	3	2	1	1	8	8	5	2	1	3	2	1	
Dog bites/attacks	2	3	2	3	0	2	2	1	2	3	5	1	3	2	3	1	0	
Cats that are stray/unwanted	2	3	1	3	2	2	3	0	4	2	3	4	2	2	3	4	1	
They should all be registered/all be treated equally	2	1	2	3	1	2	2	1	2	3	0	1	3	2	2	0	3	
Animals should be spayed/neutered	2	1	1	3	3	0	3	3	2	1	0	3	3	1	2	4	0	
Oppose banning certain breeds of dogs	2	1	1	0	4	2	1	4	1	1	3	0	2	2	2	2	1	
Everyone should clean up after their animals	2	2	2	1	0	2	1	1	1	3	3	0	2	2	2	0	2	
Too many dogs/cats	2	2	1	1	1	1	2	1	1	3	3	3	3	0	2	1	2	
Pets are running loose	1	2	2	0	0	1	2	1	2	1	3	0	2	1	2	1	1	
Animals should be kept to their own property	1	0	1	4	1	1	2	0	1	3	5	3	0	0	2	0	1	
Too many regulations/restrictions	1	3	0	0	1	1	1	2	2	0	3	1	0	1	2	1	1	
Dogs persistently barking/howling	1	1	1	1	0	1	1	0	0	3	3	0	0	1	1	1	0	
Dog laws not being properly enforced	1	0	1	0	1	1	0	0	1	0	0	0	0	0	1	0	1	
Other	9	10	8	7	9	9	6	10	8	9	13	6	6	9	10	10	6	
Don't know/No answer	2	3	2	1	1	2	3	0	2	4	3	1	5	2	3	5	0	
SAMPLE SIZE (N)	400	144	86	68	102	172	228	109	174	117	39	78	64	213	172	84	100	

TABLE AC1:**

Do you have any concerns about the ownership or regulation of cats, dogs, and other domestic animals in HRM?

	OVERALL %	COMMUNITY				GENDER		AGE			EDUCATION				HOUSEHOLD INCOME		
		HFX	DART	BED/ SACK	OTHER HRM	M	F	18-34	35-54	55+	L.T. H.S.	Grad H.S.	Some P.S.	Grad P.S.	< \$50K	\$50K- \$74.9K	\$75K+
Yes	52	51	60	50	49	48	58	41	57	55	59	53	41	54	52	54	54
No	48	49	40	50	51	52	44	59	43	45	41	47	59	46	48	46	46
SAMPLE SIZE (N)	400	144	86	68	102	172	228	109	174	117	39	78	64	213	172	84	100

HALIFAX METRO QUARTERLY - SECOND QUARTER 2005

HRM ANIMAL CONTROL

TABLE AC2a:

All things considered would you completely support, mostly support, mostly oppose, or completely oppose HRM creating a bylaw that would place a LEGAL LIMIT ON THE NUMBER OF CATS A HOUSEHOLD CAN OWN?

	OVERALL %	COMMUNITY				GENDER		AGE			EDUCATION				HOUSEHOLD INCOME		
		HFX	DART	BED/ SACK	OTHER HRM	M	F	18-34	35-54	55+	L.T. H.S.	Grad H.S.	Some P.S.	Grad P.S.	< \$50K	\$50K- \$74.9K	\$75K+
Completely support	38	33	43	38	42	39	38	29	39	46	49	46	30	36	38	39	39
Mostly support	31	31	27	25	37	34	28	31	32	28	26	32	34	29	31	40	22
Mostly oppose	15	14	17	21	9	12	17	19	13	13	13	10	16	16	15	10	17
Completely oppose	13	18	8	15	10	12	14	17	14	9	10	10	16	14	13	11	15
Should not be any cat regulations	1	0	1	0	2	1	1	1	1	0	0	1	2	0	0	0	3
Don't know/No answer	3	5	3	1	0	3	3	3	2	4	3	0	3	4	3	0	4
SAMPLE SIZE (N)	400	144	86	68	102	172	228	109	174	117	39	78	64	213	172	84	100

TABLE AC2b:

All things considered would you completely support, mostly support, mostly oppose, or completely oppose HRM creating a bylaw that would RESTRICT CATS TO THEIR OWNER'S PROPERTY OR THE PROPERTY OF NEIGHBOURS WHO GIVE PERMISSION?

	OVERALL %	COMMUNITY				GENDER		AGE			EDUCATION				HOUSEHOLD INCOME		
		HFX	DART	BED/ SACK	OTHER HRM	M	F	18-34	35-54	55+	L.T. H.S.	Grad H.S.	Some P.S.	Grad P.S.	< \$50K	\$50K- \$74.9K	\$75K+
Completely support	35	32	35	38	36	29	39	34	34	37	41	41	27	34	35	36	29
Mostly support	28	30	22	31	27	31	25	28	27	28	31	27	34	26	30	29	23
Mostly oppose	17	17	22	10	16	16	17	23	16	13	10	17	16	18	17	18	19
Completely oppose	17	17	20	16	16	20	15	14	19	18	13	13	20	19	15	14	27
Should not be any cat regulations	0	1	0	0	0	0	0	0	1	0	0	0	0	0	0	0	1
Don't know/No answer	3	3	1	4	5	3	3	1	4	4	5	3	3	3	3	4	1
SAMPLE SIZE (N)	400	144	86	68	102	172	228	109	174	117	39	78	64	213	172	84	100

TABLE AC2c:

All things considered would you completely support, mostly support, mostly oppose, or completely oppose HRM creating a bylaw that would REQUIRE CATS TO WEAR AN I.D. TAG ISSUED BY HRM FOR A SMALL FEE?

	OVERALL %	COMMUNITY				GENDER		AGE			EDUCATION				HOUSEHOLD INCOME		
		HFX	DART	BED/ SACK	OTHER HRM	M	F	18-34	35-54	55+	L.T. H.S.	Grad H.S.	Some P.S.	Grad P.S.	< \$50K	\$50K- \$74.9K	\$75K+
Completely support	38	42	40	34	34	30	44	47	33	38	33	41	36	38	40	37	37
Mostly support	32	31	37	26	33	34	30	34	28	36	28	32	34	32	34	33	30
Mostly oppose	11	11	7	8	14	11	10	7	15	7	10	13	9	10	9	12	12
Completely oppose	16	14	10	25	17	22	12	9	21	15	23	13	16	16	13	17	20
Don't know/No answer	3	2	6	4	2	3	4	3	3	4	5	1	5	3	5	1	1
SAMPLE SIZE (N)	400	144	86	68	102	172	228	109	174	117	39	78	64	213	172	84	100

HALIFAX METRO QUARTERLY - SECOND QUARTER 2005

HRM ANIMAL CONTROL

TABLE AC2:

Overall Regulation Support

	OVERALL %	COMMUNITY				GENDER		AGE			EDUCATION				HOUSEHOLD INCOME		
		HFX	DART	BED/ BACK	OTHER HRM	M	F	18-34	35-54	55+	L.T. H. S.	Grad H. S.	Some P. S.	Grad P. S.	< \$50K	\$50K-\$74 0K	\$75K+
Support one or more	90	88	83	82	94	88	90	96	85	90	92	95	91	86	92	93	83
Oppose all three	9	10	3	15	5	9	8	3	12	9	3	5	6	12	8	8	15
Undecided	2	2	3	3	0	2	2	1	3	2	5	0	3	2	2	1	2
SAMPLE SIZE (#)	400	144	86	68	102	172	228	109	174	117	38	78	64	213	172	64	100

How To Use The Tables

The following section presents a brief overview of how to interpret the tables included in this report.

Standard Table

For presentation of data, CRA tables adhere to the standard illustrated below. Each table is labeled according to its corresponding question number in the survey (i.e., Question 1 becomes Table 1), and the question wording precedes the data table.

TABLE 1:

Please tell me whether you are completely satisfied, mostly satisfied, mostly dissatisfied, or completely dissatisfied with the service you received at Company XYZ?

		Opinion of all qualified respondents		Opinion of all qualified respondents by selected subgroups (e.g., AGE)		
		OVERALL %	AGE			
Response Categories			19-34	35-54	55+	
	Completely satisfied	33	32	37	26	
	Mostly satisfied	37	37	37	38	
	Mostly dissatisfied	17	26	12	17	
	Completely dissatisfied	10	0	8	18	
	Don't know/No Answer	4	5	5	2	
SAMPLE SIZE #		400	115	177	108	
TOP 2 BOX (Completely/Mostly)		71	69	74	64	

Overall, 33 percent of respondents are completely satisfied with the service they received at Company XYZ.

The TOP 2 BOX row shows the combined percentage of the first two response categories in the data table. TOP 2 BOX figures are calculated using the actual response counts. Simply summing the percentages of the first two response categories may produce a slightly different figure due to the effect of rounding.

OVERALL SAMPLE SIZE indicates the number of persons who responded to the particular question asked. It may vary based on survey skip patterns.

As the sample is divided into AGE subgroups, the sample sizes become smaller and the attendant margin of error increases.

All percentages presented in the tables have been rounded to the nearest whole number and, consequently, may not always total exactly 100 percent. In this example, the sum is 101 percent for respondents aged 55+.



Multiple Mention Tables

FIRST MENTION / TOTAL MENTIONS

Some interview questions are "open-ended," meaning respondents can say whatever is on their mind. Such open-ended questions allow respondents to offer multiple responses or reasons for their opinion. These open-ended responses are recorded verbatim and coded (i.e., grouped) into conceptually meaningful categories after interviewing is completed among all respondents.

Typically, CRA records the first mention (i.e., top of mind or most important factor) separately from the subsequent responses and presents this in a table noted as "First Mention." The "First Mention" table adheres to the standard table format noted in the preceding section.

To accommodate for the fact that respondents often provide more than one response, CRA also presents results for all responses in a separate table titled "Total Mentions." It is important to note that **percentages in a "Total Mentions" table do not sum to 100 percent**. In the example illustrated below, the sample number of respondents is 400. However, since a respondent can offer more than one response to an open-ended question, that respondent may offer two, three, or more responses. For example, the total number of responses to an open-ended question may total 700, while the interview base remains 400 individual respondents. Accordingly, when one calculates total responses as a percentage of the base, the result is greater than 100 percent.

For the presentation of "Total Mentions" data, CRA tables adhere to the standard illustrated below. Each table is labeled according to its corresponding question number in the survey (i.e., Question 2 becomes Table 2), and the question wording precedes the data table.

TABLE 2: TOTAL MENTIONS

In your opinion, what is the most important issue facing country XYZ today? PROBE: And what other important issues are there?

		OVERALL %	INCOME		
			L.T. \$35K	\$35K – \$49K	\$50K+
Grouped Responses	Health Care	31	27	37	34
	Unemployment	27	26	30	30
	Economy	21	16	26	22
	Tractor Insurance	14	11	16	15
	Taxation	13	12	16	13
	Crime	11	11	8	11
	Other	5	5	2	8
	None	1	1	2	0
	Don't Know/No Answer	9	15	2	5
	Sample Size #	400	149	86	123

Some subgroups (e.g., INCOME) may not sum to the full sample size, in this example 400, due to respondent refusals (e.g., refusal to disclose an income range).

As noted above, due to multiple responses, category percentages may not sum to 100%, in this example the sum is 138%.



APPENDIX D

Proposed Cat Enforcement Strategy

Complaints

Complaints received regarding:

- an owner having more than three cats in a dwelling unit;
- cat without a license;
- cat at large;
- cat attacks on a person or another animal;
- cat damaging public or private property; and
- cat defecating without the owner immediately picking up after it

will be investigated provided the citizen can describe the cat and provide the owner's address.

Method of Capture by Citizen

A citizen can attempt to capture a cat on their own property with the use of humane live traps provided by the Animal Control Service. All cats captured will be delivered to the Animal Control Services shelter. The procedure is as follows:

- (a) A citizen acquires a cat trap and education on how to use the trap from the Animal Control Service; or, the Animal Control Service can deliver a trap for a service fee. A deposit for the use of the trap will be required.
- (b) Once the cat is trapped, the citizen delivers the cat to the shelter; or, the citizen contacts Animal Control Services to retrieve the captured cat for a service fee, and Animal Control Services refunds the citizen's deposit upon return of the trap.