

REGIONAL DISTRICT OF CENTRAL OKANAGAN

ANIMAL CONTROL BYLAW NO. 880, 2000

Being a Bylaw to Control Animals

WHEREAS the Regional District of Central Okanagan has adopted the extended service of animal control;

AND WHEREAS the Regional District of Central Okanagan deems it expedient to replace the Regional District of Central Okanagan Animal and Bird Regulation Bylaw No. 398, 1989;

NOW THEREFORE, the Regional District of Central Okanagan in open meeting assembled enacts as follows:

1. Definitions

In this Bylaw all words and phrases shall have their normal or common meaning except where this is changed, modified or expanded by the definitions set forth below:

Farmed fur bearing animals means all animals that are wild by nature, kept in captivity and whose pelts are commonly used for commercial purposes, but does not include a species of animal excluded by Provincial Regulations.

Farmed game means any animal held under the authority of a license under the Game Farm Act and includes fallow deer, bison and reindeer.

Game birds include guinea fowl, pheasant, partridge, quail, silkies, squab and tinamou.

Inspector shall mean the Bylaw Enforcement Officer, Director of Inspection Services or any other person authorized to enforce or assist in the enforcement of this Bylaw.

Keep/keeper/keeping means raising and/or maintaining, owning possessing or harbouring.

Livestock includes cattle, horse, mule, ass, sheep, goat, swine, musk ox, llama, alpaca, **farmed game** and **ratites**.

Pet means a domesticated animal kept for pleasure as opposed to being kept for a utilitarian purpose.

Poultry means domesticated birds kept for eggs, meat, feathers, hide, cosmetic or medicinal purposes and includes chickens, ducks, geese, turkeys and **game birds**.

Ratites mean birds that have small or rudimentary wings and no keel to the breastbone and include ostriches, rheas and emus.

Run at large means **livestock, small livestock and farmed fur bearing animals** that are elsewhere than on the premises of their owner while not being under the direct charge and control of a competent and responsible person. (This does not include **livestock** that are allowed under provincial permit to graze on crown land.)

Small livestock means poultry, rabbit or other small animals similar in size and weight but does not include **farmed fur bearing animals**.

2. **Regulations**

2.1 Subject to the requirements of the Farm Practices Protection Act:

- 2.1.1 On parcels of less than 400 m² in area, **keeping of livestock, small livestock or farmed fur bearing animals** shall not be permitted.
- 2.1.2 On parcels greater than 400m² and less than 1,500 m² in area, **keeping** of animals shall be limited to 5 **small livestock**. Roosters shall not be kept on parcel of this size.
- 2.1.3 On parcels greater than 1,500 m² and less than 2,500 m² in area **keeping** of animals shall be limited to 5 **small livestock**. Roosters shall be kept inside sound resistant buildings between 7:00 p.m. and 7:00 a.m.
- 2.1.4 On parcels greater than 2,500 m² and less than 5,000 m² in area, **keeping** of animals shall be limited to 25 **small livestock**. Roosters shall be kept inside sound resistant buildings between 7:00 p.m. and 7:00 a.m.
- 2.1.5 On parcels greater than 5,000 m² and less than 1 hectare in area, **keeping** of animals shall be limited to 1 **livestock** and 25 **small livestock** per 5,000 square meters of lot area.
- 2.1.6 On parcels 1 hectare or greater and less than 2 hectares in area, **keeping** of animals shall be limited to 5 **livestock** and 100 **small livestock** per hectare (10,000 square meters) of lot area.
- 2.1.7 On parcels 2 hectares or greater and less than 4 hectares in area **keeping** of animals shall be unlimited but shall not constitute intensive agriculture as defined by Regional District of Central Okanagan Zoning Bylaw No. 871.

- 2.1.8 On parcels 2 hectares or greater in area **keeping of livestock and small livestock** shall be unlimited.
- 2.2 No **keeper of livestock, small livestock or farmed fur bearing animals** shall allow their animals to **run at large**.
- 2.3 **Livestock, small livestock and farmed fur bearing animals** when outside of buildings shall be kept enclosed within fences or pens sufficient to retain them. (This does not include livestock that are under provincial permits that allows grazing on crown land.)
- 2.4 Subject to the requirements of the Regional District of Central Okanagan Dog Control Bylaw, **pets** may be kept in a reasonable number on all parcels in the Regional District of Central Okanagan provided that they are kept primarily within the household to which they are associated and their keeping does not create a nuisance to persons on adjacent parcels.
- 2.5 Dog Kennels shall conform to the regulations of the Zoning Bylaw, the Joe Rich Rural Land Use Bylaw and the Dog Control Bylaw. Please refer to the Dog Control Bylaw for regulations regarding dogs.
- 2.6 Aviaries for tropical birds shall not be located on parcels with an area of less than 1 hectare and shall include facilities for **keeping** the birds in sound resistant buildings between 7:00 p.m. and 7:00 a.m.
- 2.7 On parcels of less than 400 m² **pigeon keeping** will not be permitted.
- 2.7.1 On parcels greater than 400 m² and less than 1 hectare in area not more than 50 pigeons may be kept.
- 2.7.2 On parcels greater than 1 hectare and less than 2 hectares in area not more than 100 pigeons may be kept.
- 2.7.3 On parcel greater than 2 hectare in area an unlimited number of pigeons may be kept.
- 2.7.4 Pigeon loft or coop shall be kept clean, dry and in a sanitary condition.
- 2.7.5 No loft or coop shall be located within 15 meters of any school, church or dwelling other than the dwelling of the keeper of the pigeons.

- 2.7.6 Subject to the requirements of Section 2.4.7, no person shall permit their pigeons to be outside the loft or coop except when exercising a maximum of 20 pigeons at a time or when pigeons are returning to the loft or coop from a race or training flight.
 - 2.7.7 No person shall permit their pigeons to be out of the loft or coop between 9:00 a.m. and 4:00 p.m. on any Saturday, Sunday or statutory holiday or on any other day of the week during the months of May, June, July, August and September between 9:00 a.m. and 4:00 p.m. except during pigeon racing events.
 - 2.7.8 No person who **keeps** pigeons shall permit their pigeons at any time to perch or linger on the property of another person.
- 2.8 **Farmed fur bearing animals** shall not be kept on a parcel with an area less than 2 hectares.

3. **Enforcement**

- 3.1 The **inspector** may enter any property at any reasonable time concerning any matter under this Bylaw.
- 3.2 Any person who breaches any provision of this Bylaw commits an offence and is liable upon conviction to the penalties provided under the Offence Act.

4. **Adoption**

- 4.1 Regional District of Central Okanagan Animal and Bird Regulation Bylaw No. 398, 1989 and all amendments thereto are hereby repealed.
- 4.2 This Bylaw may be cited as Regional District of Central Okanagan Animal Control Bylaw No. 880, 2000.
- 4.3 This Bylaw shall come into effect at the time of adoption.

READ A FIRST TIME THIS 12th DAY OF June, 2000.

READ A SECOND TIME THIS 28th DAY OF August, 2000.

READ A THIRD TIME THIS 28th DAY OF August, 2000.

RECONSIDERED AND ADOPTED THIS 28th DAY OF August, 2000.



CHAIR



SECRETARY

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 880, 2000, cited as "The Regional District of Central Okanagan Animal Control Bylaw No. 880, 2000" which was read a second and third time by the Regional Board on the 28th day of August, 2000.

Dated at Kelowna, B.C. this
31st day of August, 2000.



SECRETARY

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 880, 2000, cited as "The Regional District of Central Okanagan Animal Control Bylaw No. 880, 2000" which was reconsidered and adopted by the Regional Board on the 28th day of August, 2000.

Dated at Kelowna, B.C. this
31st day of August, 2000.



SECRETARY