

**THE CORPORATION OF THE
TOWNSHIP OF WAINFLEET
BYLAW NO. 011- 2018**

AS AMENDED BY BY-LAW NO. 050-2019

Being a bylaw to Regulate Exotic,
Prohibited and Dangerous Animals, this
By-Law shall be known as the "Exotic
Animal Bylaw"

WHEREAS Section 11 (2) of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended authorized municipalities to pass by-laws respecting health, safety and well-being of persons, and protection of persons and property;

WHEREAS Section 11(3) of the *Municipal Act, 2001*, S.O 2001, c.25 as amended authorizes municipalities to pass bylaws respecting animals;

AND WHEREAS Section 8 (3) of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended authorizes the Municipality to provide for a system of licences respecting animals;

AND WHEREAS Section 103 of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended authorizes the municipality to pass a bylaw to provide for the seizure and impounding of animals and the sale of impounded animals under certain conditions;

AND WHEREAS Section 391 of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended provides that a municipality may pass bylaws imposing fees or charges for services or activities provided or done on behalf of it;

AND WHEREAS Section 436 of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended provides that a municipality has the power to pass by-laws providing that the municipality may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether or not a by-law, direction, order, condition of a licence, or order under section 431 of the *Municipal Act, 2001*, S.O. 2001, c. 25 has been complied with;

AND WHEREAS the Council of the Corporation of the Township of Wainfleet deems it expedient to register, regulate and control the keeping of exotic, prohibited and dangerous animals in the municipality;

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. DEFINITIONS

For the purpose of this Bylaw:

1.1 "ANIMAL" shall mean a live, non-human member of the animal kingdom;

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- 1.2 “**ATTACK**” shall mean physical contact that results in bleeding, bone breakage, bruising, a scratch or a sprain to a Person or an Animal or damage to clothing worn by a Person, and the words “Attacked” or “Attacking” have a corresponding meaning;
- 1.3 “**AGGRESSION**” shall mean the behaviours of an Animal demonstrating a propensity to Attack or an apparent attitude of Attack without provocation such as growling, snarling, barking or other vocal signals, displaying teeth, slapping or stomping.
- 1.4 “**BITE**” shall mean a wound or wounds to the skin that causes it to puncture or break, which are caused by the teeth of an Animal;
- 1.5 “**CLERK**” shall mean the Clerk of the Corporation of the Township of Wainfleet;
- 1.6 “**COUNCIL**” shall mean the Council of the Corporation of the Township of Wainfleet;
- 1.7 “**DWELLING UNIT**” shall mean a building, structure, room or rooms occupied or intended for use for human habitation in which sanitary, cooking, living and sleeping facilities exist;
- 1.8 “**ENCLOSURE**” shall mean any cage, pen, container, or structure that prevents Animals from leaving a Premises as defined herein and prevents contact between those Animals, and Persons and other Animals, and the word “Enclosed” shall have a corresponding meaning
- 1.9 “**EXOTIC ANIMAL**” shall mean any Animal that is set out in Schedule “B” – Exotic Animals attached hereto, which may be amended by Council from time to time, as required;
- 1.10 “**FARMING**” shall mean a person who is a bona fide farmer engaged in a normal farming practice pursuant to the *Farming and Food Production Act*, 1998, S.O 1998 c.1 as amended.
- 1.11 “**KEEP**” shall mean to have temporary or permanent control or possession of an Animal, and the words “kept” or “keeping” have a corresponding meaning;
- 1.12 “**OFFICER**” shall mean any Person authorized by the Township to enforce the provisions of this Bylaw and includes, without limitation, a municipal law enforcement officer, provincial offences officer, police officer, any Person designated or employed as an animal services/control officer, agent or inspector under the employment or contract of the Society or an agency designated by the OSPCA or designated under the *Ontario Society for the Prevention of Cruelty to Animals Act*, R.S.O. 1990, c. O. 36, as amended, and all other enforcement officers as may be appointed by the Government of Canada, the Province of Ontario, the Regional Municipality of Niagara and the Township:

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- 1.13 “**OSPCA**” shall mean the Ontario Society for the Prevention of Cruelty to Animals as constituted under the *Ontario Society for the Prevention of Cruelty to Animals Act*, R.S.O. 1990, c. O.36, as amended;
- 1.14 “**OWNER**” shall mean the registered or beneficial owner of an Animal, and any Person possessing, harbouring, or Keeping an Animal and, where the Owner is a minor, the Person responsible for the custody of the minor, and includes a Person who is temporarily the Keeper or is in control of the Animal and the word “Owns” has a corresponding meaning;
- 1.15 “**Person**” shall mean a natural individual, and their heirs, executors, administrators or other legal representatives, a corporation, partnership, association, or other form of business association or non-incorporated entity, or a receiver or mortgagee in possession;
- 1.16 “**PREMISES**” shall mean a parcel of real property under registered ownership and includes all buildings, structures or parts thereof;
- 1.17 “**PROHIBITED OR DANGEROUS ANIMAL**” shall mean any Animal that is set out in Schedule “A” – Prohibited or Dangerous Animals attached hereto, which may be amended by Council from time to time, as required;
- 1.18 “**SOCIETY**” shall mean the Welland and District Humane Society which is the local affiliated society of the OSPCA that provides animal shelters and pounds at 60 Provincial Street, Welland, Ontario, L3B 5W7 and at 1080 Elm Street, Port Colborne, Ontario, L3K 5V4.
- 1.19 “**TOWNSHIP**” shall mean the Corporation of the Township of Wainfleet or the geographic area of the Township of Wainfleet, as context requires, and shall include all employees, servants, agents and contractors of the Corporation of the Township of Wainfleet.

2. RESPONSIBILITY TO CARE FOR ANIMALS

- 2.1 Every Person who Keeps an Exotic Animal, or Prohibited or Dangerous Animal within the Township shall at all times provide the Animal, or cause it to be provided with:
- a. a clean and sanitary environment free from the accumulation of waste matter;
 - b. **adequate and appropriate:**
 - i. care, including veterinary care and attention;
 - ii. food;
 - iii. unfrozen, fresh and clean potable water;
 - iv. shelter from the elements including the sun;
 - v. appropriate enclosures for the species to express natural behaviours; and
 - c. the opportunity for physical activity sufficient to maintain good health and meets the need of the species.

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- 2.2 Every person who Keeps an Animal that normally resides out of doors, or that is kept out of doors, unsupervised for extended periods of time, shall, in addition to complying with the requirements set out in Section 2.1 of this Bylaw, ensure that the Animal is provided with and has complete and unrestricted access to the following:
- a. a shelter that protects the Animal's entire body from the elements, having regard to the Animal's height, weight and type of coat, and that is raised above the surface of the earth and that has an entrance that faces away from the prevailing wind;
 - b. an area separate and apart from the shelter for the Animal to use for defecation and urination;
 - c. an area separate from the shelter that provides the Animal with shade and protection from direct sunlight at any time of the day; and
 - d. an area that is dry and free from standing water
- 2.3 Every Person who Keeps an Animal within the Township shall Keep the Animal, or cause the Animal to be kept, on premises that are free from the accumulation of fecal or other waste matter, foul odour, insect infestation, rodent attractants or any other unsanitary condition that disturbs or is likely to disturb the enjoyment, comfort or convenience of any Person or Animal, or that may endanger the health of any Person or Animal.
- 2.4 Any Person who owns or is in possession or control of any Exotic Animal, or Prohibited or Dangerous Animal, which defecates on any Premises, shall be responsible for the immediate removal and sanitary disposal of any such excrement.

3. FARMING

- 3.1 No part of this Bylaw shall be interpreted so as to prohibit a person who is a bona fide farmer from engaging in a normal Farming practice pursuant to the *Farming and Food Production Protection Act*, 1998, S.O. 1998, c. 1, as amended, and
- 1) No part of this bylaw shall prohibit a bona fide farmer from Farming any Animals listed with the Ministry of Agriculture Food and Rural Affairs
 - 2) Any other applicable law.
- 3.2 This bylaw shall not prohibit a 4-H Club member from engaging in activities sanctioned and organized by a 4-H Club unless such activities of the 4-H Club contravene a municipal bylaw.
- 3.3 No part of this Bylaw shall prohibit a Person who is a hobby farmer and not a bona fide farmer, from owning common domestic farm Animals which includedairy cows, sheep, goats, pigs and other common cattle provided that:
- 1) Any such Animals are purchased or bred in Canada;

- 2) Owning any of these common such Animals will not contravene a municipal bylaw.

4. PROHIBITED OR DANGEROUS ANIMALS

- 4.1 No Person shall Keep in the Township, either on a temporary or permanent basis, any Prohibited or Dangerous Animal.
- 4.2 Despite section 4.1 of this Bylaw, any Person who, on the date that this Bylaw is passed, is lawfully Keeping a Prohibited or Dangerous Animal on his or her Premises, may Keep such Animal on his or her Premises until the Animal has died or has otherwise been disposed of, provided that:
 - a. The Owner of the Prohibited or Dangerous Animal shall register such Animal with the Township by completing and delivering the form attached to this Bylaw as Schedule "C" to the Clerk together with a colour photograph of the Animal clearly depicting the Animal and paying the applicable registration fee within ninety (90) days of the date that this Bylaw is passed.
 - b. Upon the registration of the Prohibited or Dangerous Animal the Township will use this information to notify all emergency services and appropriate agencies of potential dangers.
 - c. the Animal shall remain securely at the Owner's Premises, except for necessary visits to a veterinarian's office;
 - d. the Animal shall not be shown to, or displayed to the public;
 - e. the Animal shall be prohibited from breeding;
 - f. the Animal shall be kept in an environment and Enclosure which is appropriate for the species and has been properly inspected and approved by an animal control officer, inspector or agent appointed by the Society;
 - g. If the Animal shows Aggression, Attacks or Bites, the Owner shall consult with the Society to determine if the Animal poses a danger to the Owner or the public. The Society may use outside experts as it deems necessary or turn the matter over to the OSPCA.
 - h. Have a qualified vet install a micro chip in the Animal.
 - i. If deemed necessary by an Officer, the Owners shall install perimeter fencing at a minimum height of eight feet (8 ft) around the Premises or a suitable area in size around an Enclosure, which might require a ceiling or for fencing to be buried.
 - j. The exemption provided for in section 4.2 of this Bylaw is limited by time. If an animal owner fails to register such animal pursuant to section 4.2(a) they are considered:
 - a. to be in violation of this bylaw a may face fines or legal action, and
 - b. No Prohibited or Dangerous Animal may be registered in accordance with section 4.2 (a) of this Bylaw after the date that is one (1) year after the date that this Bylaw is passed.

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- k. The exemption provided for in section 4.2 of this Bylaw is for the duration of the life of the Prohibited or Dangerous Animal. The Owner of the Prohibited or Dangerous Animal shall immediately notify the Township upon the loss, death, or sale of the Animal.
- 4.3 No Person shall permit a Prohibited or Dangerous Animal to run at large.
- 4.4 For the purposes of this Bylaw a Prohibited or Dangerous Animal shall be deemed to be running at large if found in any place other than the Premises of the Owner of the Prohibited or Dangerous Animal, and not under the control of any Person while in transit to a veterinarian's office or another permitted place as set-out at section 4.5.
- 4.5 Section 4.1 of this Bylaw shall not apply to:
- a. Any Premises used by the Township, the Society or the OSPCA;
 - b. Any Premises of the Government of Canada, the Province of Ontario, the Region of Niagara and the Niagara Regional Police Department;
 - c. Any lawful fair, circus or other entertainment event where Animals are displayed or used in performances, providing that the Township has received the following prior to the event:
 - 1) a site plan for the event;
 - 2) an emergency plan in the event of an Attack and/or Animal is at large;
 - 3) plus evidence of commercial general liability insurance satisfactory to the Township, providing at minimum, limits of liability not less than Two Million Dollars (2,000,000.00) per occurrence and naming the municipality as also insured.
 - d. Premises of an accredited veterinary facility under the supervision of a veterinarian licensed pursuant to the *Veterinarians Act*, R.S.O. 1990, c. V.3, as amended;
 - e. Areas of the Township in which professionally produced films are being lawfully made using such Animals, provided that there is supervision by an agent or inspector of the Society or the OSPCA;
 - f. Premises registered as research facilities pursuant to the *Animals for Research Act*, R.S.O 1990, c. A.22, as amended;
 - g. Premises that are authorized by the Ontario Ministry of Natural Resources; or
 - h. Premises owned and legally operated by an Animal rescue organization registered with the OSPCA or pursuant to other legislation.

5. **EXOTIC ANIMALS**

- 5.1 A person may Keep in the Township, any Exotic Animal, provided that:
- a. The Owner of the Exotic Animal shall register such Animal with the Township by completing and delivering the form attached to this Bylaw as Schedule "C" to the Clerk together with a colour photograph of the Animal clearly depicting the Animal and paying the applicable registration fee within ninety (90) days of the date that this Bylaw is passed.

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- b. Upon the registration of the Exotic Animal the Township will use this information to notify all emergency services and appropriate agencies of potential dangers.
 - c. the Animal shall remain securely at the Owner's Premises, except for necessary visits to a veterinarian's office;
 - d. the Animal shall not be shown to, or displayed to the public;
 - e. the Animal shall be prohibited from breeding;
 - f. the Animal shall be kept in an environment and Enclosure which is appropriate for the species and has been properly inspected and approved by an animal control officer, inspector or agent appointed by the Society;
 - g. If the Animal shows Aggression, Attacks or Bites, the Owner shall consult with the Society to determine if the Animal poses a danger to the Owner or the public. The Society may use outside experts as it deems necessary or turn the matter over to the OSPCA.
 - h. Have a qualified vet install a micro chip in the Animal
- 5.3 The Owner of the Exotic Animal shall immediately notify the Township upon the loss, death, or sale of the Animal.
- 5.4 No Person shall permit an Exotic Animal to run at large.
- 5.5 For the purposes of this Bylaw an Exotic Animal shall be deemed to be running at large if found in any place other than the Premises of the Owner of the Exotic Animal, and not under the control of any Person while in transit to a veterinarian's office or another permitted place as set out in section 5.6.
- 5.6 Section 5.1 of this Bylaw shall not apply to:
- a. Any Premises used by the Township, the Society or the OSPCA;
 - b. Any premises of the Government of Canada, the Province of Ontario, the Region of Niagara and the Niagara Regional Police Department;
 - c. Any lawful fair, circus or other entertainment event where Animals are displayed or used in performances, providing that the Township has received the following prior to the event;
 - 1) a site plan for the event;
 - 2) an emergency plan in the event of an Attack and/or Animal is at large;
 - 3) plus evidence of commercial general liability insurance satisfactory to the Township, providing minimum, limits of liability not less than Two 2 Million Dollars per occurrence and naming the municipality as also insured.
 - d. Premises of an accredited veterinary facility under the supervision of a veterinarian licensed pursuant to the *Veterinarians Act*, R.S.O. 1990, c. V.3, as amended;
 - e. Areas of the Township in which professionally produced films are being lawfully made using such Animals, provided that there is supervision by an agent or inspector of the Society or the OSPCA;
 - f. Premises registered as research facilities pursuant to the *Animals for Research Act*, R.S.O 1990, c. A.22, as amended;

- g. Premises that are authorized by the Ontario Ministry of Natural Resources; or
- h. Premises owned and legally operated by an Animal rescue organization registered with the OSPCA or pursuant to other legislation.

6. RABID ANIMALS

- 6.1 When an Animal is alleged to have bitten any Person or is suspected of being rabid, the Regional Medical Officer of Health may order the Society to confine the Animal under supervised quarantine for a minimum period of ten (10) days in accordance with the *Health Protection and Promotion Act*, R.S.O., 1990, C.H.7, as amended.
- 6.2 An Officer shall place any Animal known to be rabid or suspected of being rabid in quarantine or shall humanely euthanize such Animal.
- 6.3 The Society shall notify the Regional Medical Officer of Health of any reported bites which broke the victim's skin.

7. INSPECTIONS AND ENFORCEMENT

- 7.1 Unless otherwise provided herein, all provisions of this Bylaw shall be enforced by an Officer as defined in this Bylaw.
- 7.2 An Officer may issue a direction or order requiring that a Person comply with the provisions of this By-law.
- 7.3 An Officer may enter upon land at any reasonable time for the purpose of carrying out an inspection to determine whether or not:
 - a. the provisions of this Bylaw are being complied with; or
 - b. a direction or order under this Bylaw is being complied with.
- 7.4 For the purpose of an inspection, an Officer may:
 - a. require the production for inspection of documents or things relevant to the inspection;
 - b. inspect and photograph original documents or things relevant to the inspection for the purpose of making copies or extracts.
 - c. require information from any person concerning a matter related to the inspection; and
 - d. alone or in conjunction with a person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purposes of the inspection.
- 7.5 No Person shall hinder or obstruct any Officer, or any Person lawfully acting in aid of such Officer, in the execution of their duties under this Bylaw.
- 7.6 Exotic Animals or Prohibited or Dangerous Animals being Kept or running at large within the Township limits contrary to the provisions of this Bylaw may be seized and impounded by the Township, the Society or by a designate of the Township or the Society.

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- 7.7 Animals which are impounded shall be kept by an agency or Person appointed or designated by the Township with facilities to maintain impounded Animals.
- 7.8 Exotic Animals or Prohibited or Dangerous Animals that upon inspection by an Officer are deemed to be improperly Enclosed or cared for may be seized and impounded.
- 7.9 Any Owner of an Animal impounded pursuant to this Bylaw shall be liable to pay all costs of impounding the Animal, its care and upkeep and all other reasonable costs related thereto.
- 7.10 An Officer may release an Exotic Animals, or Prohibited or Dangerous Animal that is registered in accordance with this Bylaw to the registered Owner of the Animal where such person after the date of seizure and impounding, provides:
- a. proof of ownership of the Exotic Animals, or, Prohibited or Dangerous Animal, as the case maybe, to the satisfaction of the Officer; and
 - b. payment to the Township of the costs set out in Section 7.9 of this Bylaw.
- 7.11 Where seized and impounded pursuant to this Bylaw, on the sixth (6th) day, exclusive of Saturdays, Sundays and statutory holidays, after the date of seizure and impounding, the registered Exotic Animals, or, Prohibited or Dangerous Animal as the case maybe, has not been released to the registered Owner pursuant to Section 7.10 of this Bylaw, the Township may:
- a. transfer the Exotic Animals, or, Prohibited or Dangerous Animal to a person in a jurisdiction in which in which ownership and possession of the animal is lawful;
 - b. release the Exotic Animals, or Prohibited or Dangerous Animal to a bona fide zoo or other facility authorized to keep and care for such Animal and that facility may include a facility named under or subject to the Animals for Research Act, R.S.O. 1990, c. A.22, as amended;
 - c. sell or make gift of the Exotic Animals, or, Prohibited or Dangerous Animal; or
 - d. euthanize the Exotic Animals, or, Prohibited or Dangerous Animal in a humane manner subject to the Animals for Research Act, R.S.O. 1990, c. A.22, as amended.
- 7.12 Where an Exotic Animals, or, Prohibited or Dangerous Animal is seized and impounded pursuant to this Bylaw, and is not registered under this Bylaw, the Township may:
- a. transfer the Exotic Animals, or, Prohibited or Dangerous Animal as the case maybe, to a person in a jurisdiction in which in which ownership and possession of the animal is lawful;
 - b. release the Exotic Animals, or Prohibited or Dangerous Animal to a bona fide zoo or other facility authorized to Keep and care for such Animal and that facility may include a facility named under or subject to the Animals for Research Act, R.S.O. 1990, c. A.22, as amended;

- c. sell or make gift of the Exotic Animals, or, Prohibited or Dangerous Animal; or
- d. euthanize the Exotic Animals, or, Prohibited or Dangerous Animal in a humane manner subject to the Animals for Research Act, R.S.O. 1990, c. A.22, as amended.

7.13 Where an Exotic Animals, or, Prohibited or Dangerous Animal seized and impounded is injured or should be euthanized without delay for humane reasons, or for reasons of safety to a Person or Animals, or the inability to provide adequate housing for the Animal, an Officer may euthanize, or order to be euthanized the Animal in a humane manner as soon after he sees fit without permitting any Person to claim possession of the Animal and without offering it for sale and no damages or compensation shall be recovered or recoverable on account of its destruction.

8. OFFENCE AND PENALTIES

8.1 Where a violation is found, an Officer may make an order detailing the non-conformance and state the required compliance date.

82. (a) Every Person who contravenes any of the provision of this Bylaw is guilty of an offence and, on conviction, is liable to a fine pursuant to the *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended.

(b) An Officer may issue a penalty notice immediately upon evidence of a violation to the owner of the property in accordance with the AMPS By-law for Non-Parking Offences No. 027- 2019 (***As amended by By-law No. 050-2019***)

9. INTERPRETATION

9.1 Where a Court of competent jurisdiction declares any Section or part of a Section of this Bylaw invalid, the remainder of this Bylaw shall continue in force and effect unless the Court makes an order to the contrary.

9.2 For the purposes of this Bylaw, unless the context requires otherwise:

- a. words imparting the singular number shall include the plural and words imparting the masculine gender shall include the feminine and vice versa; and
- b. where a form of words or expression are prescribed in this Bylaw, deviations there from not affecting the substance or calculated to mislead do not vitiate them.

9.3 The schedules attached hereto shall form part of this Bylaw.

10. FORCE AND EFFECT OF BYLAW

10.1 This Bylaw shall come into force, take effect and be passed on the third reading and final passage thereof.

BYLAW READ A FIRST TIME THIS 27TH DAY OF MARCH, 2018.

BYLAW READ A SECOND TIME THIS 27TH DAY OF MARCH, 2018.

BYLAW READ A THIRD TIME AND FINALLY PASSED THIS 27TH DAY OF MARCH, 2018.

A. Jeffs, MAYOR

W. Kolasa, CLERK

PROHIBITED OR DANGEROUS ANIMALS NOT PERMITTED


1. All protected or endangered Animals being all Animals, native or non-native, whose possession or sale is prohibited because they are designated as protected or endangered pursuant to an international, federal, or provincial law, regulation, rule or agreement, unless the Animal has been obtained in accordance with international, federal or provincial law, as applicable, and if the Animal is not identified in this Schedule.
2. All dogs, other than domesticated dogs (*Canis familiaris*) including, but not limited to, wolf, fox, coyote, dingo, jackal, raccoon dog, bush dog, and any hybrid offspring of a wild dog.
3. All cats other than domesticated cats (*Felis catus*) including, but not limited to, lion, tiger, leopard, ocelot, jaguar, puma, panther, mountain lion, cheetah, wildcat, cougar, bobcat, lynx, serval, and any hybrid offspring of a wild cat.
4. All Hyenidae, including but not limited to, hyenas and aardwolf.
5. All bears, including, but not limited to, polar bear, grizzly bear, brown bear and black bear.
6. All Procyonidae, including, but not limited to, raccoon, cacomistle and coatimundi.
7. All Binturong, including, but not limited to, cat bear and panda.
8. All carnivorous mammals of the family of Mustelidae and Viverridae except those listed in schedule "B" including, but not limited to, civet, mongoose, otter and wolverine.
9. All bats (Chiroptera).
10. All non-human primates except those listed in schedule "B", including, but not limited to, monkey, chimpanzee and gorilla.
11. All squirrels (Sciuridae).
12. Reptiles (Reptilia) including:
 - a. all Helodermatidae (gila monster and Mexican bearded lizard);
 - b. all front-fanged venomous snakes, even if de-venomized, including, but not limited to:
 - i. all Viperidae (viper, pit viper);
 - ii. all Elapidae (cobra, mamba, krait, coral snake);
 - iii. all Hydrophiidae (sea snake); and
 - iv. all Laticaudidae (sea krait);
 - c. all venomous, mid- or rear-fanged, Duvernoy-glanded members of the family Colubridae, even if de-venomized;

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- d. any member or hybrid offspring of the family Boidae, including, but not limited to: the common or green anaconda and yellow anaconda, save and except members of the family Boidae reaching an adult length of no greater than 1.8 meters;
 - e. any member of the family Pythonidae, including, but not limited to, the African rock python, the Indian or Burmese python, the Amethystine or scrub python, save and except members of the family Pythonidae reaching an adult length of no greater than 1.8 meters;
 - f. any member of the family Varanidae, including, but not limited to, the white throated monitor, the water monitor, the Komodo monitor or dragon, the Borneo earless monitor, the Nile monitor, the crocodile monitor, save and except members of the family Varanidae reaching an adult length of no greater than one (1) meter;
 - g. any member of the family Teiidae, including, but not limited to, the golden, common or black and white tegu;
 - h. all members of the family Chelydridae (snapping turtle and alligator snapping turtle) and Apalone (smooth soft shell turtle, Florida soft shell turtle, eastern spiny soft shell turtle);
 - i. all members of the order Crocodylia, including, but not limited to, alligator, caiman and crocodile;
 - j. all other snakes that reach an adult length larger than three (3) meters; and
 - k. all other lizards that reach an adult length larger than two (2) meters.
13. Birds (Aves) including:
 - a. all predatory or large birds (Accipitrids, Cathartids), including, but not limited to, eagle, hawk, falcon, owl, vulture and condor;
 - b. anseriformes and galliformes;
 - c. struthioniformes including, but not limited to, flightless ratites such as ostriches, rheas, cassowaries, emus and kiwis.
 14. Arachnida and Chilopoda including:
 - a. all venomous spiders including, but not limited to, tarantula, black widow and solifugid, scorpion, save and except the exception of the following species of tarantula: Chilean Rose (*Grammola Rosea*), Mexican Red-Knee (*Brachypelma Smithi*), Pink-Toed (*Avicularia*); and
 - b. all venomous arthropods including, but not limited to, centipede.
 15. All even-toed ungulates (Artiodactyla) including, but not limited to, antelope, giraffe and hippopotamus but not including domestic sheep, cattle, pigs, potbellied pigs or goats.
 16. All odd-toed ungulates (Perissodactyla) other than domesticated horses (*Caballus Equus*) and Zebra, including, but not limited to, rhinoceros and tapir.
 17. All marsupials, except those listed in schedule "B", including, but not limited to, Tasmanian devil, bandicoot, kangaroo, wallaby, opossum, wombat, koala bear, cuscus, numbat.
 18. Sea mammals (Cetacea, Pinnipedia and Sirenia) including, but not limited to, dolphin, whale, seal, sea lion and walrus.

19. All elephants (Proboscidea).
20. All hyrax (Hyracoidea).
21. All Pholidota (pangolin)
22. All Xenarthra (Edentata), except those listed in schedule "B"
23. All insectivorous mammals (Insectivora), anteater, shrew, otter shrew and mole.
24. Tubulidentata, including aardvark
25. All other venomous or poisonous Animals.

EXOTIC ANIMALS PERMITTED WITH REGISTRATION

1. *Otocyon megalotis*, specifically the Bat Eared Fox, only.
2. *Prionailurus bengalensis*, specifically the Bengal Cat, only.
3. *Galago senegalensis*, specifically the Bush Baby, only.
4. Chinchilla.
5. Members of the family Boidae and members of the family Pythonidae under 1.8 m in adult length.
6. *Vulpes zerda*, specifically the Fennec Fox, only.
7. *Mustela putorius furo*, specifically the Ferret, only.
8. Erinaceinae, specifically the Hedgehog, only.
9. Procyonidae, specifically the Kinkajou, only.
10. Lemur.
11. Non-Venomous reptiles under 2m in adult length.
12. Non-Venomous snakes under 3m in adult length.
13. Even-toed ungulates (Artiodactyla) being, sheep, cattle, pigs, potbellied or goats.
14. Feline hybrid, specifically the Savannah Cats, only.
15. Xenarthra, specifically the Sloth, only.
16. Carnivorous mammal of the family Viverridae, specifically the Spotted Genet, only.
17. *Saimiri sciureus*, specifically the Squirrel Monkey, only.
18. Marsupial-specifically the Sugar Glider / Greater Glider, only.

	<p>Township of Wainfleet</p> <p>Schedule "C" to By-Law 011-2018 REGISTRATION OF EXOTIC, PROHIBITED & DANGEROUS ANIMALS FORM</p>
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1) Name of owner(s) of exotic, prohibited & dangerous animal(s):

2) Address of owner(s) of exotic, prohibited & dangerous animal(s):

3) Contact information of the owner(s)

Phone: (home)

(Cell)

Email:

4) List all exotic, prohibited & dangerous animal(s):

- a) Species _____ /How many _____ / Age _____
- b) Species _____ /How many _____ / Age _____
- c) Species _____ /How many _____ / Age _____
- d) Species _____ /How many _____ / Age _____

5) Room or usual location of exotic, prohibited & dangerous animal(s) are kept;

_____.

I have enclosed the fee of \$25.00 and a colour photograph(s) that truly depicts the exotic, prohibited & dangerous animal(s) registered under this form. **The fee is based on per property registration, not per animal.

***I certify that the above information provided herein is true and that if a false claim is made that the registration may be forfeited and the animal may be removed from the property. ***

DATE: _____ Signature of Owner(s) _____

*****Office use Only*****

Date Received: _____ Licence # _____

Copies of this form forwarded to:

Niagara Regional Police, Port Colborne Detachment Date Sent: _____

Wainfleet Fire & Emergency Services Date Sent: _____

Niagara Emergency Medical Services Date Sent: _____

Welland & District SPCA Date Sent: _____

Clerk, Township of Wainfleet Date Sent: _____

(For distribution to planning, building, bylaw & public works/ operations)

 Short Form Wording and Administrative Penalties.

Section	Short Form Wording	Penalty
2.1	Fail to provide adequate and appropriate care	\$150.00
2.2	Fail to provide adequate and appropriate shelter	\$150.00
2.3	Fail to keep premises free of accumulated fecal or waste matter/foul odour/insect infestation/rodent attractants/unsanitary condition	\$150.00
2.4	Fail to provide immediate removal and sanitary disposal of any excrement	\$150.00
4.1	Keep a Prohibited or Dangerous Animal	\$300.00
4.2	Fail to follow regulations for keeping Prohibited and Dangerous Animals acquired before the passing of this by-law	\$300.00
4.3	Permit Prohibited or Dangerous Animal to run at large	\$500.00
5.1	Fail to follow regulations for keeping permitted exotic animals	\$200.00
5.3	Fail to notify Township upon loss, death or sale of animal	\$75.00
5.4	Permit Exotic animal to run at large	\$250.00
7.5	Obstruct Officer in the execution of their duties	\$500.00