DISTRICT OF 100 MILE HOUSE

BYLAW NO. 1475

A bylaw to provide for the Control and Licensing of Animals and the Operation of Pound Facilities in the Municipality.

This bylaw may be citied for all purposes as the ***"District of 100 Mile House Animal Control and Pound Operation Bylaw No. 1475, 2026"***.

The Council of the District of 100 Mile House in open meeting assembled enacts as follows:

Part I – Interpretation

"aggressive behaviour" means any behaviour by a dog that intimidates a person or animal and includes snarling, growling or pursuing a person or animal in a threatening manner;

"aggressive dog" means a dog which:

a) has displayed Aggressive Behaviour toward a person or animal; or
b) has caused minor injury to a person or animal;

"animal" means species as listed on "Schedule B- Permitted Animals";

"biting dog" means a dog that has bitten a person or animal;

"Bylaw Enforcement Officer" means any person ~~so~~ appointed by Council under any applicable enactment to enforce this bylaw;

"Collector" shall mean the person appointed by Council from time to time to act in the capacity of the Collector as provided under Section 154 of the *Community Charter*;

"Dangerous Dog" means a dog that:

i. has killed or seriously injured a person;
ii. has killed or seriously injured a domestic animal, while in a public place or while on private property, other than property owned or occupied by the person responsible for that dog;
iii. a Bylaw Officer or Peace Officer has reasonable grounds to believe is likely to kill or seriously injure a person.

"District" means the District of 100 Mile House;

"Exotic Animal" means any animal that is not normally domesticated in Canada or is wild by nature. Exotic animals include, but not limited to, any of the following orders and families, whether bred in the wild or captivity, and also any of their hybrids with domestic species. The animals listed in parentheses are intended to act as examples and are not to be construed as an exhaustive list or limit the generality of each group of animals, unless otherwise specified:

1. Non-Human primates and prosimians (monkeys, chimpanzees, baboons)
2. Felidae (lions, tigers, bobcats, lynx, cougars, leopards, jaguars, not domesticated cats)
3. Canidae (wolves, coyotes, foxes, jackals, not domesticated dogs)
4. Ursidae (all bears)
5. Reptilia (iguanas, all venomous and constricting snakes)
6. Arachnida (tranchulas, scorpions and all venomous spiders)
7. Crocodilia (alligators, crocodiles)
8. Proboscidae (elephants)
9. Hyanenidae (hyenas)
10. Artiodatyla (hippotamuses, giraffes, camels, not cattle or seine or sheep or goats)
11. Procyonidae (raccoons, coatis)
12. Marsupialia (kangaroos, oppossums)
13. Perissodactylea (rhinoceroses, tapirs, not horses or donkeys or mules)
14. Edentara (anteaters, sloths, armadillos)
15. Viverridae (mongooses, civets, and genets)

"impounded" means seized, delivered, received or taken into the Pound or into the custody of the Bylaw Enforcement Officer or any officer;

"incurable/contagious disease" means any disease, sickness, injury or mutilation which would inevitably result in death, including without limitation, rabies;

"keeping" means owning, possessing, having the care, custody or control of, or harbouring;

"Kennel" means a facility in which small domestic animals are kept for boarding, propagation, training, or sale for commercial gain;

"Municipality" means the Corporation of the District of 100 Mile House;

"neutered male dog" means a male dog certified as neutered by any licensed veterinarian;

"owner" means any person:

a) to whom a licence for a dog has been issued under this bylaw;
b) who owns, is in possession of or has the care, custody or control of any animal;
c) who harbours or allows any animal to remain about his house, land or premises;

"Pound" means any facility, building, structure or enclosure used to harbour and maintain animals pursuant to this bylaw or any vehicle used by the Poundkeeper.

"Poundkeeper" means the person or persons that from time to time may be appointed by Council to perform the duties of poundkeeper as specified in this bylaw and shall include the Bylaw Enforcement Officer, Peace Officer and any person acting on behalf of or assisting such Poundkeeper;

"spayed female dog" means any female dog certified as spayed by any licensed veterinarian;

"unlicensed dog" means any dog for which the license for the current year has not been paid or any dog which does not have affixed to its collar or harness a valid and subsisting license tag;

"vicious dog" means any dog that:

i. according to the records of the municipality, has killed or injured a person or pet, or without provocation, has demonstrated "aggressive behaviour" or aggressively pursued or harassed a person;
ii that, to the knowledge of the owner, has killed or injured a person or pet, or without provocation, has aggressively pursued or harassed a person or demonstrated behaviour towards another person or animal.

"Zoning Bylaw" means the bylaw of the District of 100 Mile House that regulates the use of land, as it may be amended or replaced from time to time.

Part 2 – Powers of a Bylaw Enforcement Officer

2.1 Pursuant to the *Community Charter*, a Bylaw Enforcement Officer may, at all reasonable times, enter on and inspect private property within the District in order to ascertain whether the provisions of this bylaw are being observed.

2.2 Where the Bylaw Enforcement Officer identifies a dog that is not licensed as required by this bylaw, the Bylaw Enforcement Officer may impound the dog or exercise any other authority granted to the Bylaw Enforcement Officer by this bylaw.

2.3 A Bylaw Enforcement Officer may, on behalf of the District, exercise the authorities in the *Community Charter* regarding Dangerous Dogs.

2.4 Where a Bylaw Enforcement Officer determines that a Dog is an Aggressive Dog, Biting Dog, or a Dangerous Dog, the Bylaw Enforcement Officer may by written notice direct the owner to comply with the requirements of this bylaw regarding Aggressive Dogs, Biting Dogs or Dangerous Dogs.

2.5 The Bylaw Enforcement Officer may, where necessary, employ the use of lures, baits, nets, live traps, sonic and mechanical devices or any other means of apprehending Domestic Animals At Large other than Wildlife.

2.6 If a person fails to take any action required pursuant to this bylaw, the Bylaw Enforcement Officer may issue an order to comply with this bylaw within the time frame stipulated in the order.

2.7 If the obligations stipulated in an order to comply are not performed by the date set out therein, the District by its employees and others may enter on real property and perform the obligations at the expense of the person defaulting and such costs shall constitute a debt due and owing. If the costs remain unpaid on December 31 in the year in which they were imposed, the costs shall be added to and form part of the taxes payable on the parcel as taxes in arrears.

Part 3 – Possession of Animals

3.1 No person shall keep or allow to be kept on any real property, including any premise that contains a suite, a boarder or tenant, more than three (3) dogs.

Part 4 – Licensing of Dogs

Licenses

4.1 No person shall keep any dog unless a valid and subsisting license has been obtained under this bylaw for that dog. A license may be obtained by completing a “Dog License Application” form.

4.2 The Owner of a dog for which a license and corresponding license tag have been issued under this bylaw shall affix, and keep affixed, the license tag on the dog by a collar, harness, or other suitable device.

4.3 Every license and corresponding license tag issued under this bylaw shall be valid for the lifetime of the dog.

4.4 Every license and corresponding license tag issued under this bylaw is valid only in respect of and shall be worn only by the dog for which it was issued and is not

transferable to a dog other than the dog for which the license and corresponding licence tag was issued.

4.5 A dog license will be provided at no charge to the owner of a registered guide dog or service dog upon presentation of a certificate issued pursuant to the provincial *Guide Dog and Service Act*.

Part 5 – Unlicensed Dogs

5.1 Where the Bylaw Enforcement Officer has reason to believe that an unlicensed dog is on any premises, the Bylaw Enforcement Officer may request the occupant of the premises:

a) to satisfy the Bylaw Enforcement Officer that a license has been obtained and a license tag has been issued for that dog; or
b) to deliver the dog to the Bylaw Enforcement Officer;

5.2 And where any dog is found to be on any such premises as set out above, no person shall:

a) fail or refuse to produce any license or license tag issued for a dog;
b) fail or refuse to deliver any dog to the Bylaw Enforcement Officer; or
c) resist or interfere with the Bylaw Enforcement Officer in impounding any dog.

Part 6 – Fees

6.1 The owner of every dog shall pay the applicable license fee as set out in the current Fees and Charges Bylaw.

6.2 Duties of Collector

The Collector, or their designate, shall receive dog license fees and is responsible for issuing dog licenses and license tags.

6.3 Replacement Licenses

The Collector may issue a replacement license or license tag upon:

a. being satisfied by the owner that the original license or license tag issued by the Collector in respect of that dog has been lost or stolen;
b. receipt of a fee as set out in the current Fees and Charges Bylaw; and
c. receipt of a completed “Dog License Application” form.

6.4 If the person to whom the license was issued sells or otherwise ceases to be the owner of a dog, the new owner of that dog shall obtain a license and

corresponding license tag in respect of that dog upon submitting a completed "Dog License Application" form.

Part 7 – Animal Responsibility Regulations and Prohibitions

7.1 No owner shall allow any animal to howl, bark or cry so as to unduly disturb the quiet, peace, rest, tranquility of area residents.

7.2 No owner or person having the custody, care or control of an animal other than a cat, shall allow or permit the animal to be at large in the District.

7.3 An owner of a cat that permits the cat to be at large shall assume all risks associated with the cat being at large.

7.4 For the purposes of this bylaw, an animal is deemed to be at large where it is not under control by being:

a) on the property of its owner;
b) in the direct and continuous charge of a person who is competent to control it;
c) securely held on a leash not exceeding three metres (9.8 feet) by a person who is competent to control it so that is unable to roam, or
d) securely confined within an enclosure.

7.5 For the purposes of this bylaw, any animal other than a dog is deemed to be at large when, in the opinion of the Bylaw Enforcement Officer, such animal is led, driven or strays on any highway or public place and is not under the direct and continuous charge of a person who is competent to control it.

7.6 Every person owning or keeping any dog shall prevent that dog from being on any public property within the District unless the dog is held on a leash not exceeding 3 metres (9.8 feet) by a person who is competent to control it.

7.7 No owner shall permit or allow an animal to:

a) suffer from distress, dehydration, discomfort or exertion causing unnecessary pain, suffering or injury;
b) bite a person or other animal;
c) cause minor injury to a person or other animal;
d) cause serious injury to a person or other animal; or
e) cause the death of a person, wildlife or another domestic animal.

7.8 Every owner of a diseased animal must, where the disease poses a threat to the health or safety of a person or animal, ensure that the diseased animal does not leave the property or premises of the owner other than for the purpose of a visit to

a veterinarian, and the animal must be transported in a manner so as to ensure that it does not come into contact with another person or animal.

7.9 Notwithstanding any other provision of this bylaw, no person shall;

a) abandon any animal;
b) tease, torment, or provoke an animal;
c) cause, permit or allow an animal to suffer;
d) use poison, air pellet guns, bow and arrows, sling shots and the like on any animal; or
e) breed, condition, train or allow any dog to be a fighting dog.

7.10 No person shall bury an animal carcass on any parcel in the District.

Part 8 – Aggressive Dog

8.1 Every owner of an Aggressive Dog shall:

a) secure the dog by a collar and leash that is a maximum length of one (1) metre when not on the owner's property;
b) ensure that the dog is not at large within the District at any time;

8.2 No person shall own or keep any Aggressive Dog unless the dog is licensed as an Aggressive Dog by an owner who is over nineteen (19) years of age and who keeps the dog in compliance with all applicable requirements of this bylaw.

Part 9 – Biting Dog

9.1 Every owner of an Biting Dog shall:

a) secure the dog by a collar and leash that is a maximum length of one (1) metre when not on the owner's property;
b) ensure that the dog is not at large within the District at any time;
c) ensure that the dog is not in a designated off-leash area;
d) keep the dog muzzled when not on the owner's property to prevent it from biting another animal or human;

9.2 No person shall own or keep any Biting Dog unless the dog is licensed as an Biting Dog by an owner who is over nineteen (19) years of age and who keeps the dog in compliance with all applicable requirements of this bylaw.

Part 10 – Dangerous Dogs

10.1 Every owner of a Dangerous Dog shall:

a) secure the dog by a collar and leash that is a maximum length of one (1) metre when not on the owner's property;
b) ensure that the dog is not at large within the District at any time;
c) ensure that the dog is not in a designated off-leash area in the District at any time;
d) keep the dog muzzled when not on the owner's property to prevent it from biting another animal or human;
e) post a clearly visible sign at all points of entry onto any premises where the dog is being kept, temporarily or permanently, warning that there is a Dangerous Dog on the premises;
f) at all times while the dog is on a person's premises, keep the dog securely confined indoors or confined outdoors in an enclosure;

10.2 The owner of a Dangerous Dog shall promptly notify the Bylaw Enforcement Officer if:

a) the dog is at large; or
b) the dog dies, is given away, or its place of residence changes

10.3 No person shall own or keep any Dangerous Dog unless the dog is licensed as a Dangerous Dog by an owner who is over nineteen (19) years of age and who keeps the dog in compliance with all applicable requirements of this bylaw.

10.4 In order to obtain a licence for a Dangerous Dog, an owner of a Dangerous Dog shall supply the following documentation to the District:

a) complete dog licence application;
b) written confirmation from a licenced veterinarian that the dog has been neutered or spayed;
c) written confirmation that the dog has permanent identification with the permanent identification information outlined on the applications; and
d) payment of licence fee as outlined in the current Fees and Charges Bylaw.

10.5 If the owner of a Dangerous Dog is unwilling or unable to comply with the requirements of this bylaw, ownership of the dog may be surrendered to the District.

Part 11 – Vicious Dogs

11.1 No person shall own or keep a vicious dog unless it is confined indoors orconfined in a securely enclosed and locked dog shelter constructed to prevent

the escape of the vicious dog, and capable of preventing the entry of young children;

11.2 Such dog shelter shall have secure sides and a secure top, and if it has no bottom secured to the sides, the sides must be imbedded in the ground to a minimum depth of one foot;

11.3 Every person who possesses or harbours a vicious dog shall not permit, suffer or allow the dog to be on any streets or in any public place or any other place that is not owned or controlled by that person, unless the dog is muzzled to prevent it from biting another animal or human;

11.4 The Bylaw Enforcement Officer may request owners of vicious dogs to comply with these regulations.

Part 12 – Off-Leash Areas

12.1 Every person who utilizes an Off Leash Area for their dog shall comply with the requirements of this bylaw and with the applicable regulations established and posted by the District at the Off-Leash Area and:

a) Dogs must be attended at all times – no more than 2 dogs per person.
b) Owners must remain with dogs and must possess a leash within fenced area.
c) Dogs mut be on a maximum 6 foot leash prior to entering and upon leaving.
d) Owners must collect and dispose of all dog waste.
e) Children under 16 years of age must be accompanied by an adult.
f) Digging is prohibited
g) Vaccinations must be up to date.
h) Dogs showing aggression must be removed immediately.
i) Animals other than dogs are prohibited.
j) Dogs in season or displaying sypmtoms of illness are prohibited.
k) Ensure each do is wearing a well-fitted collar or harness.
l) Smoking, eating and glass containers are prohibited

Part 13 – Animal Waste

13.1 Every owner shall, at all times when his or her animal is off the premises of the owner, immediately remove or cause to be removed any feces deposited by the animal and dispose of the feces in a sanitary manner.

13.2 Every owner shall remove and dispose of any excrement left by their dog on the premises owned or occupied by the owner in a timely manner.

Part 14 – Animal in Vehicle

14.1 No owner shall cause or allow an animal to be confined in an enclosure, or an enclosed space including, but not limited to a motor vehicle, without sufficient ventilation to prevent the animal from suffering discomfort or heat or cold related injury. Such enclose space or vehicle (if stationary) shall be in an area providing sufficient shade to protect the animal from direct rays of the sun at all times.

14.2 No owner may transport a living animal on the running board, fender, hood, truck bed or other exterior part of a motor vehicle unless a suitable cage, carrier or guard rails is provided and is attached adequately to protect that animal from falling or being thrown from the vehicle or otherwise injuring itself.

14.3 No owner shall leave a dog unattended in the open box area of a truck or open trailer while the truck or trailer is parked.

Part 15 – General Prohibitions

15.1 The Council may designate all or any part of a park or public place as an area in which no animals shall be permitted and such an area may be marked by signs or other devices.

15.2 Every person owning or keeping any animal shall prevent such animal from being in an area designated pursuant to Section 15.1.

15.3 The Bylaw Enforcement Officer may seize and impound any animal that is found on any land designated pursuant to Section 15.1.

15.4 The Poundkeeper shall retain in the Pound any animal seized and impounded pursuant to this section and shall not release any such animal except in accordance with the provisions of this bylaw.

15.5 Only those species listed on Schedule B, attached and forming part of this bylaw, shall be allowed within the District of 100 Mile House.

15.6 It is an offence for any person to feed or leave food out for the purpose of feeding deer or feral cats within the District of 100 Mile House.

15.7 A person shall install a bird feeder containing bird feed, provided that feeder is suspended on a cable or other device in such a manner that it is inaccessible to wildlife other than birds, and the area below any bird feeder is kept free of accumulations of seeds and other attractants.

Part 16 – The Pound

16.1 The Pound will be designated by resolution of Council of the District of 100 Mile House.

Part 17– The Poundkeeper

17.1 The Council may by resolution appoint a Poundkeeper, and such assistance as may be required, all at such salary or remuneration as Council may determine.

Contracting Out

17.2 The Council may enter into an agreement with the Poundkeeper for the purpose of:

a. maintaining and operating a Pound;
b. managing the Pound; and
c. providing for the collection, distribution and payment of any revenue and expenditures derived from the operation of the Pound.

17.3 Every Poundkeeper, when required by the Council, shall give a bond to the Municipality, in the sum of one hundred dollars ($100.00), that he will and faithfully perform the duties of his office, and account for and pay over to the Municipality all monies which he shall receive by virtue of his office

17.4 Every Poundkeeper shall pay over to the Collector all monies received by him by virtue of his office if and when instructed to do so, and shall at all times produce his financial records for the inspection of Council or the Collector when required to do so.

17.5 Whenever any seizure or impoundment has been made as herein provided, the Poundkeeper shall daily furnish the seized animal with sufficient food, water, shelter and attendance during the whole period the animal continues to be impounded, and for so doing the Poundkeeper shall be entitled to demand and receive from the owner a maintenance fee as set out in the current Fees and Charges Bylaw.

17.6 No person shall take or rescue or attempt to take or rescue any animal that is in the lawful custody of a Poundkeeper.

17.7 No person shall resist or interfere with a Bylaw Enforcement Officer or Poundkeeper in the performance of their duties under this bylaw.

Part 18 – Impounding

Authority to Seize

18.1 The Bylaw Enforcement Officer may impound any dog and any animal which is found by him/her to be at large within the Municipality pursuant to Sections 7.2, 7.4 or 7.5 of this bylaw.

Duty to Inform Owner

18.2 Subject to Section 18.5, where an animal that has been impounded has identification stating the name and address of the animal's owner, the Poundkeeper shall forward a notice to the owner of the animal stating that the animal has been impounded.

18.3 Where the owner of an impounded animal is unknown to the Poundkeeper, the Poundkeeper shall cause a notice of impoundment to be posted on the notice board at the main entrance to the Municipal Hall.

18.4 The notice referred to in Section 18.3 shall include a description of the animal which has been impounded and shall specify the place where, and the time when, the said animal may be sold or destroyed if not previously reclaimed, which time shall be not less than three days after the date on which the said notice was published or posted.

18.5 Where the Poundkeeper posts a notice in accordance with Section 18.3, he shall be deemed to have informed the owner of the animal of the impoundment as required by Section 18.2.

18.6 The Poundkeeper shall retain any impounded animal for a period of 8 calendar days, and if such animal is not reclaimed within the 8 calendar days, the Poundkeeper may:

a. allow its adoption by any person by means of sale or auction; or
b. destroy the animal.

Impoundment Fees

18.7 The owner of any impounded animal may reclaim the animal at any time prior to its sale, or destruction, by providing to the Poundkeeper proof of ownership and paying the applicable fees as set out in the current Fees and Charges Bylaw.

18.8 The Poundkeeper may destroy any animal suffering from an incurable /contagious disease upon certification of the animal's condition by a licensed veterinarian. Fees incurred will be collected from the animal's owner as set out in Section 18.10.

18.9 Any animal that is destroyed pursuant to this bylaw shall be destroyed by a veterinarian in a manner that causes the quick death of the animal without unreasonable risk of harm to other animals or any other person. Fees incurred will be collected from the animal's owner as set out in Section 18.10.

Destruction of Animals at Owner's Request

18.10 Where the owner of any animal desires it to be destroyed, the Poundkeeper may provide such a service upon the owner paying the applicable fees as set out in the current Fees and Charges Bylaw.

Duty of Poundkeeper to keep Records

18.11 The Poundkeeper shall keep a record book in which he shall record the following information:

a. the number and description of each dog impounded,
b. the description of each other animal impounded;
c. the name of the person who brought or caused the animal to be impounded;
d. the day and the hour on which the animal was received, reclaimed, sold or destroyed;
e. the fees paid by the reclaiming party; and
f. the amount of the proceeds of the sale, if any.

18.12 No liability shall attach to the Poundkeeper or the Municipality for any animal destroyed in accordance with the provisions of this bylaw.

Part 19 – Exotic Animals

19.1 All exotic animals are strictly prohibited within the municipal boundaries.

Part 20 – Cat Regulations and Identification

20.1 No person shall keep more than three (3) cats at any one time on any parcel within the District.

20.2 No person shall keep more than three (3) cats at any one time on any parcel within the District, unless such person is a Foster Home for the SPCA. A copy of an authorized SPCA Foster Home Application must be submitted to the District.

20.3 Any person that owns more than three (3) cats, prior to adoption of this bylaw, must complete and submit Schedule "A", Grandfathering Consent Form for approval by the District.

20.4 Every owner of a cat must cause that cat to bear sufficient identification to allow any person finding the cat to identify and contact the owner. For clarity, but without limiting the identification options open to an owner, cat identification may take the form of a collar and phone number tag worn by the cat, or a tattoo or microchip traceable to the owner to the cat.

20.5 If a Bylaw Enforcement Officer is unsure whether a cat has been spayed or neutered, he or she may require the owner to provide proof in the form of a certificate from a Veterinarian.

20.6 Every owner of a cat that is unspayed or unneutered must ensure the cat is not permitted to be at large.

Part 21 Severability

21.1 If any section, subsection or clause of this bylaw is held invalid by a Court of competent jurisdiction, that portion shall be severed and the remainder of this bylaw shall be deemed to have been adopted without the invalid and severed section, subsection or clause.

Part 22 – Penalty

22.1 Every person who contravenes a provision of this bylaw or who suffers or permits any act or thing to be done in contravention of this bylaw, or who refuses, omits, or neglects to fulfil, observe, carry out or perform any duty or obligation imposed in this bylaw is guilty of an offence and;

a) on summary conviction is liable to a fine of not less than $100 and not more than $2,000.00 (plus the costs of prosecution).
b) on conviction of a bylaw offence under the District of 100 Mile House Bylaw Notice Enforcement Bylaw No. 1429, 2026 is liable for the penalty imposed under that bylaw; and
c) subject to penalties imposed by way of a bylaw offence notice or as otherwise permitted by law.

22.2 Each day during which violation of this bylaw is continued shall be determined to constitute a new and separate offence.

Part 23 – Repeal

23.1 The District of 100 Mile House Animal Control and Pound Operation Bylaw No. 1131,2008, and all amendments thereto, are hereby repealed.

READ A FIRST, SECOND AND THIRD TIME this 25th day of August, 2026.

ADOPTED this 8th day of September, 2026.

_____	_____
Mayor	Corporate Officer

DISTRICT OF 100 MILE HOUSE

SCHEDULE “A”

GRANDFATHERING CONSENT FORM

I, _____, residing at _____
print name civic address

100 Mile House, BC hereby notify the District, that prior to or at adoption of this Bylaw, I own _____ cats. A written description of each cat is listed below (or submit on a separate sheet to be attached to this consent form).

Description: (include such details as name, sex, age, colour, markings)

Signed this _____ day of _____.

_____ _____
Signature of Applicant Phone number

Approved by the District of 100 Mile House: _____
Bylaw Enforcement Officer

Schedule B

Permitted Animals

Only the following animals be permitted in the District, subject to the restrictions set out below:

- Agricultural Livestock
  - Horse, sheep, goat, ass, swine, poultry, llama, cow, or other animals of the bovine species, when permitted by zoning.
- Amphibians
  - Only amphibians of the non-poisonous type are permitted
- Arachnids
  - Only arachnids of the non-venomous type and not from the Theraphosidae (tarantula) family of spiders are permitted
- Birds
- Cats
- Chinchilla
- Dogs
- Domestic Mice
- Domestic Rabbit
- Domestic Rat
- Ferret
- Fish
- Gerbil
- Guinea pig
- Hamster
- Hedge hog
- Reptiles
  - Only reptiles of the non-poisonous and non-venomous type that do not exceed 60 centimeters or 24 inches in length at maturity are permitted
- Snakes
  - Only snakes of the non-poisonous and non-venomous type that do not exceed 90 centimeters or 36 inches in length at maturity are permitted