

Province of Alberta

A BYLAW OF THE TOWN OF WESTLOCK IN THE PROVINCE OF ALBERTA TO REGULATE THE CONTROL OF ANIMALS

WHEREAS, the Municipal Government Act, Chapter M-26, R.S.A. 2000, and amendments thereto, authorize Council to establish and adopt Bylaws.

AND WHEREAS, the Town of Westlock Council desires to provide regulations and procedures and for the purposes of ensuring all animals are managed in a manner that is compatible with the everyday activities of urban life.

NOW THEREFORE, the Town of Westlock Council enacts as follows:

SECTION 1: SHORT TITLE

- 1.1 This Bylaw may be cited as the **"Responsible Pet Ownership Bylaw"**

SECTION 2: DEFINITIONS

- 2.1 **"At Large"** means where a Dog is at any place other than the Owner's Property or Permitted Property and is not properly restrained.
- 2.2 **"Animal"** means any Dog or Cat.
- 2.3 **"Attack"** means force applied by an Animal to another Animal, Domestic Animal, Livestock or Person, which involves direct physical contact that results in, or could reasonably result in harm, injury, or death.
- 2.4 **"Bylaw Enforcement Officer"** means any person or entity appointed by the Town to do any act or perform any duties under this Bylaw and includes a member of the Royal Canadian Mounted Police, an independent contractor who is under contract with the Town to provide Bylaw Enforcement Services, an Animal Control Officer, and a Community Peace Officer.
- 2.5 **"Cat"** means a male or female cat of the feline species.
- 2.6 **"Chief Administrative Officer (CAO)"** means the person appointed to the position of the Chief Administrative Officer for the Town within the meaning of the *Municipal Government Act*.
- 2.7 **"Controlled Confinement"** means the confinement of an Animal in a pen, cage, or building.
- 2.8 **"Day"** means a continuous period of twenty-four (24) hours, but does not include Sundays or Statutory Holidays.
- 2.9 **"Damage to Property"** means any harm or destruction to public or private property that is not the Owner's including, but not limited to:
- i. destruction of landscaping, gardens, or structures;
 - ii. damaging vehicles, outdoor furniture, or other possessions;
 - iii. defecating or urinating in places where it causes harm or property damage; or
 - iv. chewing or scratching surfaces like doors, windows, or furniture.

- 2.10 **"Dangerous Dog"** means any Dog that a Bylaw Enforcement Officer determines on reasonable grounds to be a Dangerous Dog, either through personal observation or on the basis of facts determined after an investigation initiated by a complaint.
- 2.11 **"Disabled Person"** means an individual who has any degree of disability except blindness or visual impairment and is dependent upon a Service Dog.
- 2.12 **"Dog"** means a male or female of the canine species and includes a Dog that is a cross between a wolf and a Dog or a coyote and a Dog or a combination thereof.
- 2.13 **"Domestic Animal"** means an animal that has been domesticated by humans so as to live and breed in a tame condition and depend on humankind for survival.
- 2.14 **"Harass"** means to continuously subject an Animal, Domestic Animal, Livestock or Person to physical contact, noise, or other stimuli potentially leading to injury or distress.
- 2.15 **"Housed and Confined"** means to confine a female Dog during the whole period of time that such Dog is in heat in such a manner that the Dog will not be a source of attraction to other Dogs.
- 2.16 **"Injure"** means to cause physical harm to an Animal, Domestic Animal, Livestock or person.
- 2.17 **"Kennel"** means any place, owned by a person, group of persons or corporation engaged in the commercial business of breeding, buying, selling or boarding Animals.
- 2.18 **"Leash"** means a leash adequate to control the Dog to which it is attached, and which shall not exceed three (3) meters in length.
- 2.19 **"License"** means a Dog License issued by the Town in accordance with the provisions of this Bylaw.
- 2.20 **"License Fee"** means the applicable fee payable in respect of a License for any Dog as set out in the *Fees and Rates Bylaw*.
- 2.21 **"License Tag"** means an identification tag issued by the Town showing the License number for a specific Dog.
- 2.22 **"Livestock"** means:
- i. A horse, mule, ass, swine, emu, ostrich, llama, alpaca, sheep, or goat;
 - ii. Domestically reared or kept deer, reindeer, moose, elk or bison;
 - iii. Farm bred fur bearing animal(s) including foxes or mink;
 - iv. Animals of the bovine species;
 - v. Animals of the avian species including chickens, unless licensed in accordance with the *Urban Chicken Bylaw*, turkey, ducks, geese, or pheasants; and
 - vi. All other animals that are kept for agricultural purposes.
- 2.23 **"Muzzled"** means a humane fastening or covering device of adequate strength over the mouth of a Dog to prevent it from biting.
- 2.24 **"Night Time"** means the period beginning at 9:00 p.m. and ending the following date at:

- i. 7:00 a.m. if the following day is Monday through Friday; or
 - ii. 9:00 a.m. if the following day is a Saturday or Sunday; or Statutory/Civic Holiday.
- 2.25 **"Nuisance Dog"** means any Dog in respect of which there have been two or more conviction or offences under this Bylaw or a Dog whose Owner has plead guilty to more than two (2) offences under this Bylaw.
- 2.26 **"Order"** means a written order which includes specified requirements to remedy a contravention, pursuant to the *Municipal Government Act* and/or this Bylaw.
- 2.27 **"Owner"** means:
- i. A person who has care, charge, custody, possession or control of an Animal;
 - ii. A person who owns or who claims any proprietary interest in an Animal;
 - iii. A person who harbours, suffers, or permits an Animal to be present on the Owner's Property;
 - iv. A person who claims and receives an Animal from the custody of the Shelter or Bylaw Enforcement Officer; or
 - v. A person to whom a License Tag was issued for an Animal in accordance with this Bylaw; and for the purposes of this Bylaw an Animal may have more than one (1) Owner.
 - vi. An Owner may be a corporation if the title to the property is registered in the name of the corporation.
- 2.28 **"Owner's Property"** means any property in which the Owner of an Animal has legal or equitable interest over or over which the Owner of an Animal is a tenant or visitor on; without limiting the generality of the foregoing property shall include land, buildings, and vehicles.
- 2.29 **"Permitted Property"** means a private property upon which the Owner of an Animal has the express permission of the Owner to allow the Owner's Animal to be At Large thereon.
- 2.30 **"Prohibited Animal"** means any of the following:
- i. Livestock;
 - ii. Poisonous snakes, reptiles or insects; and
 - iii. Any other animal except a Animal, Nuisance Dog, Dangerous Dog, Cat or Domestic Animal.
- 2.31 **"Public Property"** means all property owned by or under the control of management of the Town.
- 2.32 **"Serious Wound"** means a physical injury to an Animal, Domestic Animal or person resulting from the action of an Animal which causes one or more of the following:
- i. A bite, puncture or laceration that penetrates the skin and causes significant bleeding or requires medical or veterinary treatment;
 - ii. Damage to muscles, tendons, or bones; or
 - iii. Any injury that poses a risk of infection or long-term impairment.

- 2.33 **"Service Dog"** means a Dog trained as a guide for a person and having the qualifications prescribed by the *Service Dog Act of Alberta*.
- 2.34 **"Shelter"** means premises designated by the Town for the impoundment and care of Animals and includes premises supplied by an independent contractor under contract with the Town to provide such services.
- 2.35 **"Threatens"** means engaging in behaviours that suggest or signals danger to, or an intent to inflict physical harm upon an Animal, Domestic Animal, Livestock or person, which may include, but not limited to, stalking, baring teeth, growling, barking, snarling, lunging or snapping.
- 2.36 **"Town"** means the Town of Westlock, in the Province of Alberta.
- 2.37 **"Violation Tag"** means a notice or tag in a form as approved by the CAO, issued by the Town, allowing voluntary payment option of a fine established under this Bylaw.
- 2.38 **"Violation Ticket"** means a ticket issued pursuant to Part 2 of the *Provincial Offences Procedure Act, R.S.A. 2000, c. P-34*, as amended, and *Regulations* there under.

SECTION 3: LICENSING PROVISIONS

- 3.1 No person shall own or keep any Dog within the Town, unless such Dog is Licensed as per this Bylaw.
- 3.2 Notwithstanding the above, if a Dog of any age is found At Large within the Town, the Owner of said Dog shall be responsible for acquiring a License for the Dog in spite of the age.
- 3.3 An Owner shall provide with each application for a License the information as may be required by the Town of Westlock Bylaw Enforcement Officer, and shall include:
- a. Name, Street and/or Postal address of the Owner;
 - b. Name and description of the Dog to be Licensed;
 - c. Any other relevant information as may be required by the Town in respect to the application.
- 3.4 Any person who provides the Town with false or misleading information with respect to the information required in Section 3.3 of this Bylaw is guilty of an offence.
- 3.5 A License issued under this Bylaw shall not be transferable.
- 3.6 If the application is approved, and the required License Fee is paid, the Owner will be supplied with a License Tag which shall have a number registered to their Dog.
- 3.7 The Owner of a Dog which has been duly Licensed under this Bylaw may obtain a License tag to replace a tag which has been lost, upon payment of a fee as set out in the *Fees and Rates Bylaw*.
- 3.8 No person is entitled to a refund or a rebate for any License Fee paid.
- 3.9 A License Tag shall be valid for the life of the Dog, or until the Dog no longer resides within the Town or at such time the Dog has been determined to be a Dangerous Dog, at which

time the Dog shall be subject to a yearly License renewal as outlined in Section 7 of this Bylaw.

- 3.10 The Bylaw Enforcement Officer shall consider all applications for Licenses and may, in his or her discretion:
- Require the applicant to submit such information as the Bylaw Enforcement Officer deems appropriate, including information respecting the Dog, proposed Controlled Confinement of the Dog, the lands where the Dog is to be kept, availability and nature of insurance, a site plan of the lands, and the number of Dogs to be kept;
 - Reject the application; or
 - Approve the application with or without any conditions, relevant to the presence of the Dog(s) on the lands.
- 3.11 The Bylaw Enforcement Officer may revoke a License if:
- The applicant fails to comply with the conditions of the License;
 - The License was issued on the basis of incorrect information or misrepresentation by the applicant;
 - The License was issued in error
 - The Owner has been given written notice that a breach of this Bylaw has occurred, and the Owner fails, refuses, or neglects to correct the contravention.
- 3.12 The provisions of Section 3.1 to 3.12, inclusive, shall not apply to persons temporarily in the Town for a period not exceeding two (2) weeks, nor to holders of a valid development permit issued pursuant to the *Land Use Bylaw* for providing a private and/or boarding Kennel.

SECTION 4: RESPONSIBLE ANIMAL OWNERSHIP REQUIREMENTS

- 4.1 The Owner of an Animal shall:
- Ensure that the Animal has adequate food and water;
 - Provide the Animal with adequate care when the Animal is wounded or ill;
 - Provide the Animal with reasonable protection from injurious heat or cold;
 - Provide the Animal with adequate shelter, ventilation, and space; and
 - Provide the Animal opportunity for periodic exercise sufficient to maintain good health, including the opportunity to be unfettered from a fixed area and exercised regularly under appropriate control.
- 4.2 The Owner of an Animal shall ensure when the Animal is tethered by a device used to permanently secure it, shall:
- Ensure that the device used is of adequate length to be able to allow for adequate exercise of the Animal for a healthy quality of life; and

- b. Ensure that the Animal is not left unsupervised on the Owner's Property or Permitted Property where the length of the device used allows the Animal to come in contact with the public off the property; and
 - c. Ensure the Animal is not left unsupervised on Public Property for a period greater than 30 minutes.
- 4.3 No Owner shall negligently or willfully abandon an Animal at a Shelter, regardless if it was originally impounded.
- 4.4 No person shall falsely surrender an Animal to a Shelter or Kennel that is in fact the Owner of the Animal.
- 4.5 No person shall tease, torment, annoy, or abuse any Animal.
- 4.6 No person shall cause unnecessary suffering or injury to an Animal by neglect or deprivation, nor punish an Animal in a manner or to an extent that is cruel or unnecessary.
- 4.7 Unless otherwise permitted by the law, a person shall not leave a leg hold or foot hold trap in any place where it may reasonably capture any Animal.
- 4.8 Any person who uses a trap to catch an Animal shall provide all the necessities of care for the Animal that are established by legislation, including the *Animal Protection Act of Alberta*, and outlined in this Bylaw.
- 4.9 An Owner of an Animal which defecates on a property, which is not the Owner's Property, shall cause such defecation to be removed immediately and disposed of in a sanitary manner so as not to permit any drainage of liquid or spillage of solid matter, except if that person is blind or Disabled, so as not to be able to comply.
- 4.10 An Owner of an Animal shall ensure that defecation left by an Animal on the Owner's Property, or Permitted Property, does not accumulate to an extent that is reasonably likely to annoy others.
- 4.11 In the opinion of the Bylaw Enforcement Officer, no Owner shall allow an accumulation of defecation on an Owner's Property in such a quantity as to create a health hazard to the Animal or pose a health risk to others.
- 4.12 At all times, the Owner's Property or Permitted Property shall be kept in a clean and tidy condition as reasonably determined by the Bylaw Enforcement Officer.
- 4.13 An Owner of an Animal shall ensure they do not cause Damage to Property.
- 4.14 No person residing within the Town shall keep or harbour more than two (2) Dogs and four (4) Cats of whatever sex and age (4) months or more, all at the same time in any house, room or premises within the Town unless:
 - a. At a premises granted permission by the Town for temporary use for a Dog show; or
 - b. Granted approval for the Use of a Pet Care Service, Veterinary Clinic, or Kennel under the Town's Land Use Bylaw.

- 4.15 No person shall own, possess, or house any Prohibited Animal in any residential part of the Town unless:
- The Prohibited Animal is participating in a parade, circus, rodeo, agricultural show, or any other similar function approved by the Town; or
 - The person or property on which the Prohibited Animal is housed has approval from the Town for a Use under the Town's Land Use Bylaw allowing the Prohibited Animal(s).

SECTION 5: DOG CONTROL PROVISIONS

- 5.1 An Owner whose Dog is:
- Licensed as indicated on the records of the Town of Westlock;
 - Unlicensed as indicated on the records of the Town of Westlock;
- and is found At Large, is guilty of an offence.
- 5.2 Any person who takes control of any Dog found running At Large, shall surrender the Dog to a Bylaw Enforcement Officer or the Shelter upon demand.
- 5.3 A Service Dog or Guide Dog in the company of a Disabled Person, shall not be denied to enter any building or property that is accessible to the public.
- 5.4 An Owner of an Animal shall not allow it to upset any waste receptacle or scatter the contents thereof.
- 5.5 No person shall untie, loosen or otherwise free an Animal, which is not in distress, unless such person has the authorization of the Owner.
- 5.6 No Owner shall allow a Dog to bark, howl or make another noise that disturbs the quiet or repose of any person.
- 5.7 In determining whether that barking, howling or noise is reasonably likely to disturb the peace of others, consideration may be given, but not limited, to the:
- Proximity of the complainant(s) to the property where the Dog is located;
 - Duration of the barking, howling and noise
 - On-going for a one (1) hour period, or for a twenty (20) minute period during the Night Time
 - Time of day and day of the week;
 - Nature and use of the surrounding area; and
 - Effect of the barking, howling, and noise on the complainant(s).
- 5.8 No Owner shall allow a Dog, except a Service Dog, in an area where a sign, posted by the Town, prohibits the presence of Dogs, regardless of whether or not the Dog is At Large.
- 5.9 An Owner of a Dog is guilty of an offence if such Dog:
- Chases a motor vehicle, bicycle, skateboard, or other wheeled device used for transportation;

- b. Chases a person, an Animal or Domestic Animal belonging to another person;
 - c. Threatens a person, an Animal or Domestic Animal belonging to another person;
 - d. Harasses a person, an Animal or Domestic Animal belonging to another person;
 - e. Attacks a person, an Animal or Domestic Animal belonging to another person;
 - f. Injures a person, an Animal or Domestic Animal belonging to another person;
 - g. Kills a person, an Animal or Domestic Animal belonging to another person;
- 5.10 Section 5.9 may not apply, at the discretion of a Bylaw Enforcement Officer, if the Dog Chases, Threatens, Harasses, Attacks, Injures or kills:
- a. A person trespassing on the Owner's Property;
 - b. An Animal that trespasses onto the Owner's Property; or
 - c. A person who is physically abusing or provoking the Dog.

SECTION 6: NUISANCE DOG

- 6.1 A Bylaw Enforcement Officer may issue a written notice to the Owner of a Nuisance Dog imposing any of the following conditions:
- a. That the Owner keep the Nuisance Dog indoors or secured in a fully enclosed outdoor pen;
 - b. That the Owner ensure the Nuisance Dog is Muzzled while outdoors;
 - c. That the Owner undertake repairs to the property where the Nuisance Dog resides to ensure compliance with this Bylaw;
 - d. That the Owner and Nuisance Dog together complete a specified Behavioural Modification Course; and/or
 - e. Other conditions deemed reasonable.
- 6.2 The Owner of a Nuisance Dog who fails to comply with the written direction of a Bylaw Enforcement Officer pursuant to Subsection 6.1 is guilty of an offence.
- 6.3 An Owner may request removing the Nuisance Dog Order after twelve (12) months of no violations under this Bylaw.

SECTION 7: DANGEROUS DOGS

- 7.1 If a Bylaw Enforcement Officer determines on reasonable grounds that a Dog is a Dangerous Dog, either through observation or based on facts determined after an investigation, they may:
- a. Give the Owner a written notice that the Dog has been designated as a Dangerous Dog; and
 - b. Require the Owner keep such Dog in accordance with provisions of Section 7.2 of this Bylaw upon the Owner's receipt of the notice with the exception:

- i. If an appeal is activated, until the final disposition is given, ensure the Dog is Muzzled at all times when off the Owner's Property.
- 7.2 Upon designation as a Dangerous Dog, the Town may impose the following conditions on the Owner:
 - a. When a Dangerous Dog is outdoors on the Owner's Property:
 - i. It shall be confined in a secured, fully enclosed pen, or other structure that is constructed and secured in such a fashion as to prevent the escape of the Dangerous Dog and prevent the entry of persons unauthorized by the Owner;
 - ii. It shall be under the effective control of the Owner or someone 18 years and older.
 - b. Signs shall be posted on the outside of fence(s) and gate(s) viewable to the public labeled: Dangerous Dog located on Property.
 - c. When a Dangerous Dog is off the Owner's Property, it shall be:
 - i. Securely Muzzled;
 - ii. Harnessed or held on a Leash not exceeding two (2) meters in length; and
 - iii. Under the effective control of the Owner or someone 18 years and older.
 - d. Apply for a Dangerous Dog License and pay applicable fees as set out in the *Fees and Rates Bylaw*;
 - e. Shall carry liability insurance:
 - i. With coverage not less than two million dollars (\$2,000,000) for injuries or property damage caused by the Dangerous Dog;
 - ii. With a provision on the certificate of insurance that requires the Owner or issuer to immediately notify the Town in writing, should the policy expire, be cancelled or terminated; and
 - iii. Provide the Town a copy.
- 7.3 The Owner of a Dog that was deemed a Dangerous Dog in another municipality, through a *Bylaw* or through the *Dangerous Dog's Act*, shall obtain a License in the Town with such continued designation.
- 7.4 The Owner of a Dangerous Dog that is:
 - a. Licensed as indicated on the records of the Town of Westlock;
 - b. Unlicensed as indicated on the records of the Town of Westlock;and is found At Large, is guilty of an offence.
- 7.5 The Owner of a Dangerous Dog is guilty of an offence if such Dangerous Dog:
 - a. Chases a motor vehicle, bicycle, skateboard, or other wheeled device used for transportation;

- b. Chases a person, an Animal or Domestic Animal belonging to another person;
- c. Threatens a person, an Animal or Domestic Animal belonging to another person;
- d. Harasses a person, an Animal or Domestic Animal belonging to another person;
- e. Attacks a person, an Animal or Domestic Animal belonging to another person;
- f. Injures a person, an Animal or Domestic Animal belonging to another person;
- g. Kills a person, an Animal or Domestic Animal belonging to another person;

SECTION 8: SECURING ANIMALS IN VEHICLES:

- 8.1 No Owner shall transport an Animal outside of the passenger cabin of a motor vehicle while driving it.
- 8.2 Section 8.1 shall not apply if the Animal is:
- a. In a fully enclosed trailer;
 - b. In a fully enclosed cargo area of the bed of a motor vehicle;
 - c. Contained in a ventilated kennel or similar device which is securely fastened to the cargo bed of a motor vehicle or trailer; or
 - d. Is securely tethered in the cargo bed of a motor vehicle or trailer in such a manner that the Animal:
 - i. Can not jump or be thrown from the cargo area of the motor vehicle or trailer;
 - ii. Is not in danger of strangulation; and
 - iii. Can not reach beyond the outside edges of the motor vehicle or trailer.
- 8.3 No Owner shall leave an Animal unattended in a vehicles unless:
- a. The Animal is restrained in a manner that prevents contact between the Animal and any member of the public;
 - b. The Animal has suitable ventilation; and
 - c. The weather conditions are suitable for containment of an Animal.

SECTION 9: OFF LEASH PARK REGULATIONS

- 9.1 The Town may designate specific areas in Town to be an off Leash park/area for Dogs and when in a designated off leash park/area the Owner of a Dog shall;
- a. Ensure that their Dog remains leashed until the Dog is completely within the confines of the off Leash park/area;
 - b. Remain under control of the Dog by voice or hand signals at all times;
 - c. Have in their immediate possession a proper Leash;
 - d. Ensure that their Dog is wearing a collar;

- e. Ensure that no Dog under the age of twelve (12) weeks be permitted to enter or remain in an off Leash park/area;
 - f. Ensure that their dog is displaying a valid License;
 - g. Ensure that their Dog is not left unattended;
 - h. Ensure that if their Dog defecates such defecation is removed immediately and disposed of properly;
 - i. Immediately remove the Dog that initiated or is the aggressor in an altercation;
 - j. Ensure that no female Dogs currently in heat (estrus cycle) are permitted to be in or remain in the off Leash park/area;
 - k. Ensure that the Dog not dig to cause destruction to the ground;
 - l. Ensure that their Dog does not harass any wildlife or any other Dog;
- 9.2 The Owner of a Dangerous Dog, or Dog known to have aggressive behaviour, shall not allow the Dog to be in the off Leash park/area.
- 9.3 A Bylaw Enforcement Officer may suspend or revoke off Leash park/area privileges to any person, Owner, or Dog who fails to follow this Bylaw, or upon observation that upon reasonable grounds believes the Dog will continue to cause a nuisance within the off Leash park/area.
- 9.4 The Town shall notify the Owner of a Dog of any suspension of off Leash park/privileges.
- 9.5 No person or Owner shall enter or allow a Dog to enter an off Leash park/area if Section 9.3 has been applied.

SECTION 10: CONTROLLED CONFINEMENT

- 10.1 An Owner of a female Dog shall keep it Housed and Confined in a building or kenneled during the entire period such female Dog is in heat, except for being let outside for the purpose of eliminating.
- 10.2 A person who has received a Serious Wound, the Owner of an Animal which has received a Serious Wound, and/or the Owner of an Animal which has inflicted the Serious Wound, shall promptly report the incident to a Bylaw Enforcement Officer who may thereupon place the Animal which has inflicted the injury under Controlled Confinement.
- 10.3 The Animal which has inflicted the injury shall not be released from Controlled Confinement until the Bylaw Enforcement Officer is satisfied that the provisions of this Bylaw will be complied with.
- 10.4 Upon demand made by a Bylaw Enforcement Officer, the Animal which has inflicted the injury shall forthwith be surrendered for supervised quarantine.
- 10.5 Upon demand made by a Bylaw Enforcement Officer, an Animal who is suspected to have been exposed to rabies shall be placed under Controlled Confinement by the Owner, or forthwith surrendered to a Bylaw Enforcement Officer.

- 10.6 The Animal, which has been impounded pursuant to Section 10, may be reclaimed by the Owner:
- If adjudged free of rabies;
 - Upon payment of confinement expenses and payment of any penalties pursuant of this Bylaw;
 - Upon compliance with the licensing provisions of this Bylaw; and
 - At the sole discretion of a Bylaw Enforcement Officer considering the recommendation of a registered veterinarian.
- 10.7 No Owner shall allow a Dog to be found At Large with rabies.
- 10.8 Except as herein provided, no person shall kill, or cause to be killed, any Dog suspected to have been exposed to rabies, or any Dog which has caused a Serious Wound, without expressed permission from a Bylaw Enforcement Officer.

SECTION 11: SEIZURE AND IMPOUNDING

- 11.1 A Bylaw Enforcement Officer is authorized to seize and impound any Animal found contrary to any provision in this Bylaw.
- 11.2 Any person who fails to surrender an Animal or allow the seizure and impoundment of any Animal found contrary to any provision in this Bylaw, is guilty of an offence.
- 11.3 The Town may keep all Animals seized and impounded pursuant to this Bylaw for a period up to 72 hours, excluding statutory holidays.
- 11.4 Any Animal seized and impounded pursuant to the *Animal Protection Act* or *Dangerous Dogs Act, of Alberta*, shall be addressed in a manner consistent with the provisions of the Act.
- 11.5 Any Animal seized pursuant to this Bylaw may be returned to the Owner or designate upon payment to the Town for:
- The appropriate impoundment fee as set out in the Fees and Rates Bylaw
 - The appropriate penalty as set out in Schedule "A" of this Bylaw;
 - The appropriate License fee when the Dog is not Licensed; and
 - The cost of any veterinary treatment the Animal received while in care.
- 11.6 If, in the opinion of a qualified veterinarian, a surrendered, seized or impounded Animal to the Town requires treatment for medical reasons, they may be directed by a Bylaw Enforcement to:
- Humanely euthanize the Animal; and/or
 - Provide medical treatment to the Animal.
- 11.7 Upon direction from a qualified veterinarian, when an Animal is euthanized for humane reasons, such Animal cannot be redeemed until such Animal has been euthanized.
- 11.8 The cost of any treatment to an Animal received while surrendered, seized or impounded to the Town by a qualified veterinarian will be charged to the Owner.

- 11.9 An Owner is guilty of an offence if they fail to pay for the cost of impoundment, treatment or licensing of their Animal as referred to in Section 11.5
- 11.10 No action shall be taken against any person acting under the authority of the Responsible Pet Ownership Bylaw for damages for the euthanization or other disposal of any Animal.

SECTION 12: INVESTIGATION

- 12.1 Explicit authority is granted for a Bylaw Enforcement Officer to enter onto private property to perform any of the duties which are required under this Bylaw, except for entering a private dwelling.
- 12.2 A Bylaw Enforcement Officer may obtain a warrant to search within a private dwelling, or upon any property, from a provincial court justice.
- 12.3 The discretion to investigate a complaint pursuant to this Bylaw lies solely with the Town.
- 12.4 No person shall:
- a. Interfere with or attempt to obstruct a Bylaw Enforcement Officer who is attempting to capture or who has captured an Animal which is subject to being impounded and seized pursuant to the provisions of this Bylaw;
 - b. Falsely represent himself as being in care or control of an Animal, so as to establish that the Animal is not At Large;
 - c. Unlock or unlatch or otherwise open the vehicle, fence or enclosure in which an Animal is being held, pursuant to seizure or impoundment;
 - d. Remove, or attempt to remove, an Animal from the possession of a Bylaw Enforcement Officer;
 - e. Open a gate, door, or other opening in a fence or enclosure in which an Animal has been confined and thereby allow the Animal to run At Large or escape.
- 12.5 No person shall provide false or misleading information to any Bylaw Enforcement Officer or employee of the Town.

SECTION 13: ENFORCEMENT

- 13.1 Order to Remedy Contraventions:
- a. If a person is found contravening this Bylaw, a written Order may be issued requiring any person responsible for the contravention to remedy it.
 - b. The Order May:
 - i. Direct a person to stop doing something, or change the way in which they are doing it;
 - ii. Direct a person to take any action necessary to remedy the contravention of this Bylaw to prevent a reoccurrence of the contravention;
 - iii. State a specified time to comply; and/or

- iv. State that if a person does not comply within a specified time, the Town shall take necessary action at the expense of the person.
- c. The expense and cost resulting from action taken by the Town under Section 13.1(a) are due and payable by the person in contravention of this Bylaw.
- d. If the contravention of this Bylaw occurred on all or part of the Owner's Property, the Town may, in accordance with the *Municipal Government Act*, add the outstanding amounts for unpaid expenses and costs referred to in Section 13.1(a) to a property tax roll.

13.2 Service of Order:

- a. In the case of an individual, an Order issued in accordance with the Bylaw may be served:
 - i. By delivering it personally to the individual;
 - ii. By leaving it for the individual at their apparent place of residence, with someone who appears to be at least 18 years of age; or
 - iii. By mail addressed to the individual at their apparent place of residence, or to any address for the individual on the property tax roll of the Town.
- b. In the case of a corporation, an Order issued in accordance with this Bylaw may be served:
 - i. By delivering it personally to any director or officer of the corporation;
 - ii. By delivering it personally to a person apparently in charge of an office of the corporation at an address believed to be the corporation's address; or
 - iii. By mail addressed to the registered office of the corporation.

13.3 Appeals:

- a. A person who receives a written notice or Order under this Bylaw may submit a request for appeal within fourteen (14) days after the date it was received. The appeal shall be reviewed by Council and a decision issued within thirty (30) days.
- b. After appeal reviewed, council may confirm, vary, substitute, or cancel the notice or Order.

13.4 Offence:

- a. A person who contravenes any provision of this Bylaw is guilty of an offence.
- b. A person shall not interfere with a Bylaw Enforcement Officer in the exercise of their powers and duties under this Bylaw.
- c. A contravention of this Bylaw constitutes a separate offence in respect of each day or part of a day on which it continues.
- d. All expenses and costs incurred by the Town for any such action or measure taken pursuant to this Bylaw including, but not limited to, veterinary care or impound fees, are amounts owing to the Town by the party violating this Bylaw and The

Town reserves the right to request restitution for unpaid amounts owed to the Town by the violating party.

13.5 Vicarious Liability:

- a. For the purposes of this Bylaw, an act or omission by the Owner or another person acting on their behalf is deemed to be an act or omission of the Owner, if the act or omission occurred in the course of exercising the powers or performing any duties on behalf of the Owner. "Owner" has the same definition as is used in the *Traffic Safety Act*, R.S.A. 2000, C T-6, and all amendments thereto.
- b. When a corporation commits an offence under this Bylaw, every principal, director, manager, employee or agent of the corporation who authorized the act or omission, or agreed or participated in the act or omission that constitutes the offence, is guilty of the offence whether or not the corporation has been prosecuted.
- c. If a partnership is guilty of an offence under this Bylaw, each partner in that partnership who authorized the act, who agreed or participated in the act or omission that constitutes the offence, is guilty of the offence.
- d. If the tenant(s), lessee(s), or occupier(s) of any land is guilty of an offence under this Bylaw, the legal and beneficial Owners of any land are each guilty of an offence.

13.6 Fines and Penalties:

- a. A person who is guilty of an offence is liable for a fine pursuant to Schedule "A", not more than ten thousand dollars (\$10,000.00) or for the imprisonment of not more than six months for non-payment of a fine, as per the *Municipal Government Act*.
- b. Without restricting the generality of Section 13.6(i), the fine amounts set out in Schedule "A" are established for use on Violation Tags and Violation Tickets, if a voluntary payment option is offered.
- c. Without restricting the above subsections, the minimum fine and specified penalty for a second or subsequent contravention of the same section of this Bylaw committed within twenty four (24) months may be double the minimum fine and specified penalty of the previous offence.

13.7 Violation Tag:

- a. A Bylaw Enforcement Officer is hereby authorized to issue a Violation Tag to any person who has contravened any provision of this Bylaw.
- b. A Violation Tag may be issued:
 - i. Personally;
 - ii. By leaving a copy at their last known address; or
 - iii. By mailing a copy to such person at their last known address.
- c. The Violation Tag shall be in a form approved by the CAO or their designate and shall include:

- i. The name of the person;
 - ii. The date upon which the offence was committed;
 - iii. The section number(s) of this Bylaw which were contravened;
 - iv. The appropriate specified penalty or minimum fine for the offence as prescribed in this Bylaw;
 - v. The time within which the entire penalty must be paid to the Town; and
 - vi. That if payment is not received within the time permitted by such a Violation Tag, there will be an administrative surcharge of \$20.00, or 20% of the specified penalty, whichever amount is greater.
- d. If payment is paid to the Town within the period of time permitted by any such Violation Tag, no Violation Ticket or Information will be issued or laid against the same offender for the same offence.

13.8 Violation Ticket:

- a. Where a Violation Tag has been issued and the specified penalty has not been paid within the period of time permitted, the Bylaw Enforcement Officer is authorized to issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act*, R.S.A. 2000, C P-34, and all amendments thereto, or instead lay an Information pursuant to the *Criminal Code*, RSC 1985, c C-46, and all amendments thereto.
- b. Without restricting Section 13.9(i), a Bylaw Enforcement Officer is hereby authorized to issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act*, R.S.A. 2000, C P-34, and all amendments thereto, or instead lay an Information pursuant to the *Criminal Code*, RSC 1985, c C-46, and all amendments thereto, to any person who has contravened any provision of this Bylaw.

13.9 Voluntary Payment:

- a. A person who commits an offence may submit the voluntary payment to the Court of Justice Court Clerk, on or before the initial appearance date indicated on the Violation Ticket, if:
 - i. The Violation Ticket is issued with respect to the offence; and
 - ii. The Violation Ticket specifies the fine amount established by this Bylaw for the offence.

SECTION 14: POWERS OF THE CHIEF ADMINISTRATIVE OFFICER

14.1 Without restricting any other power, duty, or function granted by this or any other Bylaw, the CAO or designate may:

- a. Carry out inspections to determine compliance with this Bylaw;
- b. Take steps or carry out actions required to enforce this Bylaw;
- c. Take necessary steps or carry out actions required to remedy a contravention of this Bylaw;
- d. Establish forms for the purposes of this Bylaw;

- e. Establish a Shelter for seized or impounded Animals;
- f. Establish Off-Leash Parks and Areas;
- g. Approve any circus, rodeo, agricultural show, or any similar function which contains Prohibited Animals, within the Town, and
- h. Delegate powers, duties or functions under this Bylaw to an employee of the Town.

SECTION 15: GENERAL PROVISIONS

- 15.1 References to provisions of statutes, rules or regulations shall be deemed to include references to such provisions as amended, modified or re-enacted from time to time.
- 15.2 Nothing in this Bylaw relieves any person from compliance with any other Bylaw or applicable provincial or federal law, regulation or enactment.
- 15.3 Should any provision of this Bylaw become invalid, then such provision may be severed, and the remaining Bylaw shall be maintained and deemed valid.
- 15.4 This Bylaw supersedes and takes precedence over all previously passed Bylaws which refer to Animal and Dog control, as well as any previously passed resolutions which may be in conflict with this bylaw.
- 15.5 This Bylaw may be reviewed on an annual basis by council to ensure its continued relevance, effectiveness, and alignment with community needs and legislative requirements. Any recommendations for amendments will be presented at a regular council meeting and documents in the meetings minutes.
- 15.6 Dog Control Bylaw 2015-11 and all amendments thereto are hereby repealed.
- 15.7 This Bylaw shall come into full force and effect upon the third and final reading

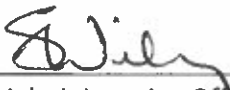
Read a first time this 23rd day of June 2025 A.D.

Read a second time this 14th day of July 2025 A.D.

Read a third and final time and passed this 14th day of July 2025 A.D.



Mayor, Jon Kramer



Chief Administrative Officer, Simone Wiley

Schedule "A"

Section	Offence	Penalties
LICENSING PROVISIONS		
3.1	Owner of an unlicensed Dog	\$ 100.00
3.4	Providing false or misleading information on Dog License Application	\$ 1,000.00
RESPONSIBLE ANIMAL OWNERSHIP REQUIREMENTS		
4.1(a)	Failure to provide adequate food and water to Animal	\$ 250.00
4.1(b)	Failure to provide adequate care when Animal wounded or ill	\$ 250.00
4.1(c)	Failure to provide protection from injurious heat or cold	\$ 250.00
4.1(d)	Failure to provide adequate shelter, ventilation & space	\$ 250.00
4.1(e)	Failure to provide opportunity for Animal to maintain good health	\$ 250.00
4.2(a)	Animal tethered to device without adequate length for healthy life	\$ 150.00
4.2(b)	Animal tethered to device allowing contact with the Public	\$ 150.00
4.2(c)	Animal tethered to device unsupervised in Public	\$ 250.00
4.3	Abandon Animal	\$ 250.00
4.4	Falsely Surrender Animal to Shelter	\$ 250.00
4.5	Tease, Torment, Annoy, or abuse Animal	\$ 250.00
4.6	Cause suffering or injury to an Animal	\$ 500.00
4.7	Leave leg hold/foot trap out	\$ 500.00
4.9	Failure to remove defecation immediately	\$ 150.00
4.10	Accumulation of Defecation	\$ 150.00
4.11	Accumulation of Defecation cause health hazard or pose health risk to others	\$ 150.00

4.12	Fail to keep property tidy and clean	\$ 150.00
4.13	Animal cause Damage to Property	\$ 500.00
4.14	Excessive number of Dogs and/or Cats	\$ 500.00
4.15	Possess a Prohibited Animal	\$ 250.00

DOG CONTROL PROVISIONS

5.1(a)	Owner of a Licensed Dog At Large	\$ 75.00
5.1(b)	Owner of an unlicensed Dog At Large	\$ 150.00
5.2	Failure to surrender Dog At Large	\$ 150.00
5.3	Failure to allow Service or Guide Dog into building	\$ 150.00
5.4	Animal upset waste receptacle	\$ 150.00
5.5	Untie, loosen or free Animal	\$ 250.00
5.6	Owner allow Dog to bark, howl or make disturbing noise	\$ 200.00
5.8	Owner allow Dog in area prohibited by sign	\$ 150.00
5.9 (a)	Dog chase motor vehicle, bicycle or wheeled device for transportation	\$ 500.00
5.9(b)	Dog chase person, Animal or Domestic Animal	\$ 500.00
5.9(c)	Dog Threaten person, Animal or Domestic Animal	\$ 1,000.00
5.9(d)	Dog Harass person, Animal or Domestic Animal	\$ 1,000.00
5.9(e)	Dog Attack person, Animal or Domestic Animal	\$ 1,500.00
5.9(f)	Dog Injure a person, Animal or Domestic Animal	\$ 2,000.00
5.9(g)	Dog Kill person, Animal or Domestic Animal	\$ 2,500.00

NUISANCE DOG

6.2	Fail to comply with Nuisance Dog restrictions	\$ 250.00
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DANGEROUS DOGS

7.2(a)	Failure to follow Dangerous Dog conditions, when on the Owner's Property	\$ 1,000.00
7.2(c)	Failure to follow Dangerous Dog conditions, when off the Owner's Property	\$ 1,000.00
7.2(d)	Owner of an unlicensed Dangerous Dog	\$ 500.00
7.2(e)	Owner of a Dangerous Dog fail to carry liability insurance	\$ 1,000.00
7.3	Owner of a Deemed Dangerous Dog in another municipality fail to obtain a Dangerous Dog License with the Town	\$500.00
7.4(a)	Owner of a Licensed Dangerous Dog At Large	\$ 500.00
7.4(b)	Owner of an unlicensed Dangerous Dog At Large	\$ 1,000.00
7.5(a)	Dangerous Dog chase motor vehicle, bicycle or wheeled device for transportation	\$ 1,000.00
7.5(b)	Dangerous Dog chase person, Animal or Domestic Animal	\$ 1,000.00
7.5(c)	Dangerous Dog Threaten person, Animal or Domestic Animal	\$ 1,500.00
7.5(d)	Dangerous Dog Harass person, Animal or Domestic Animal	\$ 1,500.00
7.5(e)	Dangerous Dog Attack person, Animal or Domestic Animal	\$ 2,500.00
7.5(f)	Dangerous Dog Injure a person, Animal or Domestic Animal	\$ 2,500.00
7.5(g)	Dangerous Dog Kill person, Animal or Domestic Animal	\$ 3,500.00

SECURING ANIMALS IN VEHICLES

8.1	Transport Animal outside passenger cabin of motor vehicle while driving	\$ 250.00
8.3	Leave Animal unattended in vehicle	\$ 250.00

OFF LEASH PARK REGULATIONS

9.1(a-l)	Fail to comply with Off-Leash Dog Park/Area rules	\$ 250.00
9.2	Allow a Dangerous Dog to enter Off Leash Dog Park/Area	\$ 500.00
9.5	Enter Off Leash Dog Park/Area when unauthorized	\$ 250.00

CONTROLLED CONFINEMENT

10.1	Fail to keep a female Dog in heat Housed and Confined	\$ 150.00
10.2	Fail to report a Serious Wound to Bylaw Enforcement Officer	\$ 500.00
10.7	Dog At Large with rabies	\$ 1,000.00
10.8	Destroy Dog without permission	\$ 1,000.00

SEIZURE AND IMPOUNDING

11.2	Fail to surrender upon demand an Animal to a Bylaw Enforcement Officer	\$ 1,000.00
11.9	Fail to pay for costs associated with a seized Animal	\$ 1,000.00

INVESTIGATION

12.4(a)	Interfere or obstruct a Bylaw Enforcement Officer attempting to or has captured an Animal	\$ 1,000.00
12.4(b)	Falsely represent to be in care and control of an Animal	\$ 250.00
12.4(c)	Unlock a vehicle or enclosure where Animal is held for seizure or impoundment	\$ 1,000.00
12.4(d)	Remove or attempt to remove an Animal from the possession of a Bylaw Enforcement Officer	\$ 1,000.00
12.4(e)	Open gate, fence or enclosure to allow an Animal to escape or run At Large	\$ 250.00
12.5	Provide false or misleading information to a Bylaw Enforcement or employee of the Town	\$ 250.00