



AGENDA Bylaw Committee Meeting

Tuesday, June 1, 2021 - 3:00 PM
Via Zoom Conference

**AGENDA FOR REGULAR MEETING OF THE TOWN COUNCIL TO BE HELD ON
TUESDAY, JUNE 1, 2021 AT 3:00 PM VIA ZOOM CONFERENCE.**

LOGIN:

<https://us02web.zoom.us/j/83170056974?pwd=OHBvWIBjQUZlVFJham1WRng2bGNjZz09>

Meeting ID: 831 7005 6974

Passcode: 504478

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REQUEST FOR DECISION

Bylaw Committee Agenda Item	3.1	
Bylaw Committee Meeting Date	June 1, 2021	
Subject	Minutes of May 4, 2021 Bylaw Committee Meeting	
For Public Agenda	Public Information	
Attachments	Minutes of May 4, 2021 Bylaw Committee Meeting	
Prepared By:	<p style="text-align: center;"><u><i>Bonnie Rybak</i></u> <u>May 26, 2021</u> Bonnie Rybak Date Recording Secretary</p>	
Endorsed By:	<p style="text-align: center;"><u><i>Gayle Rondeel</i></u> <u>May 26, 2021</u> Gayle Rondeel Date Chairperson</p>	

**TOWN OF RIMBEY
BYLAW COMMITTEE MEETING MINUTES**

**MINUTES FOR BYLAW COMMITTEE MEETING OF THE TOWN OF RIMBEY HELD ON
TUESDAY, MAY 4, 2021 AT 3:00 P.M. VIA ZOOM CONFERENCE.**

LOGIN:

<https://us02web.zoom.us/j/89727637003?pwd=Y0VOR2FaQzFEMEcyejBiUlc4OGlQQT09>

Meeting ID: 897 2763 7003

Passcode: 881702

- 1 Call to Order Chairperson Janet Carlson called the Bylaw Committee Meeting to order at 3:00 pm with the following in attendance:

Councillor Lana Curle
Deputy Chair Janet Carlson
Committee Member Connor Ibbotson
Committee Member Allan Tarleton
Chief Administrative Officer - Lori Hillis
Recording Secretary – Karen Dawn

Absent: Gayle Rondeel

Public
0

member of the public

2. Adoption of Agenda 2.1 May 4, 2021 Agenda

Motion 2021BC026

Moved by Committee Member Connor Ibbotson to accept the agenda for the May 4, 2021 Bylaw Committee Meeting as presented.

In Favor

Councillor Lana Curle
Deputy Chairperson Janet Carlson
Committee Member Connor Ibbotson
Committee Member Allan Tarleton

Opposed

CARRIED

3. Minutes 3.1 Minutes of April 6, 2021 Bylaw Committee Meeting

Motion 2021BC027

Moved by Councillor Lana Curle to accept the Minutes of the April 6, 2021 Bylaw Committee Meeting, as presented.

In Favor

Councillor Lana Curle
Deputy Chairperson Janet Carlson
Committee Member Connor Ibbotson
Committee Member Allan Tarleton

Opposed

CARRIED

- 4. New and Unfinished Business 4.1 Responsible Pet Bylaw

- 5. Adjournment 5.1 Adjournment

Motion 2021BC028

Moved by Committee Member Allan Tarleton to adjourn the Bylaw Committee Meeting at 4:23 pm.

In Favor

Councillor Lana Curle
Deputy Chairperson Janet Carlson
Committee Member Connor Ibbotson
Committee Member Allan Tarleton

Opposed

CARRIED

CHAIRPERSON COUNCILLOR Rondeel

CHIEF ADMINISTRATIVE OFFICER Lori Hillis



REQUEST FOR DECISION

Bylaw Committee Agenda Item	4.1	
Bylaw Committee Meeting Date	June 1, 2021	
Subject	961/20 Responsible Pet Ownership Bylaw	
For Public Agenda	Public Information	
Information	The Bylaw Committee has requested to review the Animal Protection Act and cat trap documents from Animal Control Services to revise the 961/20 Responsible Pet Bylaw.	
Attachments	<ul style="list-style-type: none"> • 961/20 Responsible Pet Ownership Bylaw • Animal Protection Act • CAT Impound Form • Live Trap Agreement • Animal Control Services Cat Trap Policy 	
Prepared By:	<u>Bonnie Rybak</u> Bonnie Rybak Recording Secretary	<u>May 26, 2021</u> Date
Endorsed By:	<u>Gayle Rondeel</u> Gayle Rondeel Chairperson	<u>May 26, 2021</u> Date

A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA TO PROVIDE FOR
THE REGULATIONS FOR THE CONTROL OF DOGS AND CATS IN THE TOWN.

WHEREAS A Council of a Municipality may, pursuant to the Municipal Government Act, Chapter M-26, R.S.A. 2000, pass bylaws for the purpose of regulating and controlling domestic animals and activities in relation to them and to provide for the imposition of a fine and or imprisonment due to contravention of said bylaw; and

WHEREAS The Council of the Town of Rimbey deems it necessary and expedient to pass a bylaw for the purpose of regulating and controlling dogs and cats within the corporate boundaries of the Town of Rimbey;

NOW THEREFORE, THE MUNICIPAL COUNCIL OF THE TOWN OF RIMBEY, DULY ASSEMBLED, ENACTS AS FOLLOWS:

PART ONE- TITLE

1. The Bylaw shall be cited as the “Responsible Pet Ownership Bylaw”.

PART TWO- DEFINITIONS

2. In this bylaw, unless the context otherwise requires, the word, term or expressions:
- a) “Altered” means neutered or spayed.
 - b) “Animal” means dog or cat, aggressive dog or dangerous dog
 - c) “Animal Control Officer” means a person or firm engaged by the Town to administer and/or enforce the provisions of the bylaw.
 - d) “Aggressive Dog” means any dog that:
 - i. has been designated an aggressive dog by an Animal Control Officer.
 - e) “Cat” means either a male or female animal of the feline family.
 - f) “Cat License” means the numbered tag issued by the Town of Rimbey on an annual basis.
 - g) “Dangerous Dog” means:
 - i. A dog which has been made the subject of an order under the Dangerous Dog Act.
 - h) “Dog” means either a male or female animal of the canine family.
 - i) “Dog License” means the numbered tag issued by the Town of Rimbey on an annual basis.
 - j) “Exotic Animals” means an animal not indigenous to Canada and not commonly kept as a household pet in Canada.
 - k) “Former Owner” means the person at the time of impoundment who was the Owner of an Animal which has been subsequently sold or destroyed.
 - l) “Justice” has the meaning as defined in the Provincial Offences and Procedure Act, R.S.A 2000, c. P-34 and amendments thereto.
 - m) “Kennel” means any place, owned by a person, group of persons or corporation engaged in the business of breeding, buying, selling, or boarding more than three dogs and/or three cats.
 - n) “Leash” means a restraint that is less than two meters in length and made of material capable of restraining an animal on which it is being used.
 - o) “Livestock” includes but is not limited to:
 - i. a horse, mule, ass, swine, emu, ostrich, camel, alpaca, sheep, or goat.
 - ii. domestically reared or kept deer, reindeer, moose, elk or bison.

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- iii. fur bearing animals including fox, coyote, wolf, weasels, or mink.
 - iv. animals of the bovine species.
 - v. animals of the avian species excluding chickens.
 - vi. Bees.
 - vii. all other animals normally kept for agriculture purposes.
 - p) "Major Injury" means any physical injury to a domestic animal or person, caused by an animal that results in major bruising large puncture, scratch or tearing of the skin, bleeding, or any other injury that is not life threatening, disfiguring, or debilitating.
 - q) "Microchip" means a tiny transponder, about the size of a grain of rice, that can be implanted in your pet's skin by a veterinarian for a good back-up option for pet identification.
 - r) "Minor Injury" means any physical injury to a domestic animal or person, caused by an animal that results in minor bruising, small puncture, scratch or tearing of the skin, bleeding, or any other injury that is not life threatening, disfiguring, or debilitating.
 - s) "Municipal Ticket" means a municipal ticket issued on behalf of the Town for a violation under this bylaw.
 - t) "Muzzle" means a device of sufficient strength placed over an animals mouth to prevent it from biting.
 - u) "Officer" includes an Animal Control Officer, a bylaw enforcement officer, a Peace Officer, a Special Constable and a Member of the Royal Canadian Mounted Police.
 - v) "Owner" includes any person, partnership, association or corporation:
 - i. owning, possessing, having charge of, or control over any animal.
 - ii. harboring any animal.
 - iii. suffering or permitting any animal to remain about his or her house or premises.
 - iv. any person to whom a License has been issued under this bylaw.
- For the purpose of this Bylaw, an animal can have more than one Owner at the same time, any, or all, who may be charged with offences under this Bylaw.
- w) "Park or Parkland" means all recreational land areas owned or controlled by the town, lying within the Town boundaries, and whether improved or in whole or in part, or in its natural state: and includes all buildings or other improvements situated on these land areas.
 - x) "Running at Large" shall mean any animal off the premises of the owner and not on a leash held by a person able to control the animal.
 - y) "Tattoo" means a permanent means of identification with a series of letters and numbers.
 - z) "Threatening Behavior" means behavior that creates a reasonable apprehension of a threat of harm and may include growling, lunging, snarling, charging, or chasing.
 - aa) "Unaltered" means not neutered or spayed.

PART THREE- RESPONSIBILITY OF THE OWNER

- 3.1 No more than three (3) dogs over 4 months old shall be kept or harbored at one time on land or premise occupied by their owners unless approval to operate a kennel is received by way of a Development Permit from the Town of Rimbey. Kennels will not be permitted in residential areas.
- 3.2 No more than three (3) cats over 4 months old shall be kept or harbored at one time on land or premise occupied by their owners.

A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA TO PROVIDE FOR
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- 3.3 Puppy's may be kept up to a maximum of four (4) months.
- 3.4 Dog runs may be constructed on private lots in lieu of fencing the total property. All regulations of this by-law shall apply.
- 3.5 A female dog in heat shall be confined and housed on the property of the owner or person having control over the dog in such a manner as to prevent male dogs from accessing the female during the whole period that the dog is in heat.
- 3.6 If an animal defecates on any public or private property other than the property of its owner, the owner shall cause such defecation to be removed immediately. The owner shall be responsible for carrying the necessary apparatus to remove the offending substance.
- 3.7 If an animal defecates on its owners property to the extent that an excessive smell results, the owner shall immediately remove the defecation upon receipt of notice from an Officer, or Health Authority having jurisdiction.
- 3.8 The owner of a dog or aggressive dog is guilty of an offence if such dog barks or howls so as to disturb a person.
- 3.9
 - a) no owner shall permit his animal to damage public or private property.
 - b) when public or private property is damaged by an animal, its owner shall be deemed to have breached the requirements of subsection (a) and is subject to the fines outlined in Schedule "A".
- 3.10 When an aggressive dog is on the premises of its owner, it shall be kept confined indoors under the effective control of a person sixteen years (16) or older, or confined in a secured enclosed and locked pen, or other structure constructed and secured in such a fashion as to prevent the escape of the aggressive dog, and to prevent the entry of person unauthorized by the owner.
- 3.11 When an aggressive dog is off the premises of the owner, it shall be securely muzzled and shall be either harnessed or leashed securely and under the direct control of a person sixteen years (16) or older to effectively prevent it from threatening or harassing any person. This requirement shall not apply when the aggressive dog is confined in a pen meeting the requirements of 3.11 above.

PART FOUR- LICENSING PROVISIONS AND OFFENCES

- 4.1 Every person, who owns, keeps or harbors an animal, which is four (4) months of age, or older must obtain a license for each animal from the Town of Rimbey yearly. Furthermore, any person who obtains an animal during any point of the calendar year shall within 30 days of obtaining the animal obtain a license from the Town of Rimbey. Also, any person who moves into the Town of Rimbey at any point during the calendar year with an animal shall within 30 days apply for a license from the Town of Rimbey.
- 4.2 Animal licenses must be renewed each year that ownership continues. Renewal of animal licenses are due and payable to the Town of Rimbey on the first day of January in each year and shall be for the period of January 1st to December 31st, each year.
- 4.3 At the time of purchase of a license, the owner shall record with the Town, their name, mailing address, and physical address if different from mailing address. A description of the animal, including sex, breed, age, along with microchip or tattoo number, or other information pertaining to the animal as requested by the Town.
- 4.4 Upon payment of the current yearly licenses fee, the Town or its designate shall issue a license and a tag with a number and year on it to the owner. Every owner shall provide their animal with a collar to which the license tag shall be attached to at all times, which shall be worn by the animal or aggressive dog for which it is issued at all times.

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THE REGULATIONS FOR THE CONTROL OF DOGS AND CATS IN THE TOWN.

- 4.5 Every person who fails to purchase a license, for any animal or aggressive dog they own, on or before the 31st day of January in any year, shall be guilty of an offence and subject to the penalties provided for in this Bylaw.
- 4.6 The license fee for each year or any part thereof for each dog shall be as outlined in the current Fees for Services Bylaw.
- 4.7 If a tag is lost or destroyed, the owner shall apply for a replacement, which shall be issued by the Town of Rimbey upon presentation by owner of a receipt showing payment of the license fee for the current year and upon payment of 50% of the original fee.
- 4.8 A tag is not transferable from one animal to another or one aggressive dog to another and no refund will be made for any issued tag.
- 4.9 No refund shall be made on any paid animal license fee because of death, sale of animal, or upon the owner leaving the Town of Rimbey prior to the expiry date of the license.

PART FIVE- ANIMAL CONTROL PROVISIONS

- 5.1 The owner of an animal is guilty of an offence if the animal:
 - a) is running at large.
 - b) destroys or damages any public or private property.
- 5.2 The owner of a cat is guilty of an offence if the cat defecates or sprays on property other than the owner's property, or the cat stalks birds.
- 5.3 Any person who owns or occupies a dwelling unit(as defined by the land use bylaw), is guilty of an offence if he or she has more than three(3) dogs over the age of four months on any land which contains or is permitted under the Land Use Bylaw to contain, a dwelling unit.
- 5.4 Any person who owns or occupies a dwelling unit(as defined by the land use bylaw), is guilty of an offence if he or she has more than three(3) cats over the age of four months on any land which contains or is permitted under the Land Use Bylaw to contain, a dwelling unit.
- 5.5 Sections 5.3 or 5.4 does not apply to the premises lawfully used for the care and treatment of animals operated by a licensed veterinarian or a person in possession of a development permit to operate a kennel or cattery as authorized by the Town's current Land Use Bylaw.
- 5.6 The owner of an animal is guilty of an offence if he or she allows the defecation of an animal to accumulate on private property to such an extent that is it likely to annoy people or constitute a nuisance due to odor or unsightliness.
- 5.7 A person is guilty of an offence if such person springs or otherwise tampers with or damages a live trap in which animals are being trapped, or have been trapped, so as to allow any animal to escape from the trap.
- 5.8 Any owner of an animal in the Town for a period of 30 days in a calendar year is required to have a current license for the Town unless the owner is visiting and the animal is licensed in another municipality.
- 5.9 A person is guilty of an offence if he or she exercises an animal while he or she is driving a motor vehicle.
- 5.10 The owner of an animal is guilty of an offence if he or she fails to ensure the animal wears a collar and tag or is microchipped or tattooed, when the animal is off the owner's premises.
- 5.11 The owner of a dog is guilty of an offence if such dog is in an area where signs prohibit the presence of dogs.
- 5.12 No person shall keep or cause to be kept:
 - a) any exotic animal.
 - b) venomous snake, reptile, insect or spider
 - c) any wild animal.

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- d) any livestock on any property unless the property is designated as an Agriculture District as provided under the Town Land Use Bylaw and has been approved for such by the Development Officer.

PART SIX- THREATEN, ATTACK, OR BIT ANIMAL PROVISION

- 6.1 The owner of an animal is guilty of an offence if the animal:
- a) exhibits threatening behavior towards a person or other domestic animal;
 - b) bites, attacks or causes minor injury to a domestic animal.
 - c) bites, attacks or causes minor injury to a person.
 - d) bites, attacks or causes major injury to a domestic animal.
 - e) bites, attacks or causes major injury or death to a person.
 - f) causes death to a domestic animal.
- 6.2 Section 6.1 applies to the conduct of an animal whether on or off the property of the owner.

PART SEVEN- ADDITIONAL PENALTIES

- 7.1 A Justice, after convicting an owner of dog of an offence under this Bylaw, may, in addition to the fine specified under this Bylaw, order one or more of the following:
- a) the dog be designated as a dangerous dog.
 - b) the dog be humanely euthanized.
 - c) the owner be prohibited from owning any dog for a specified period of time.

PART EIGHT- INTERFERENCE WITH AN OFFICER

- 8.1 Any person, whether or not he or she is the owner of an animal which is being or has been pursued and or captured, is guilty of an offence if he or she:
- a) interferes with, or attempts to obstruct, an Officer who is attempting to capture, or who has captured, any animal.
 - b) unlocks or unlatches or otherwise opens the vehicle in which animals captured for impoundment have been placed, so as to allow or attempt to allow any animal to escape there from.
 - c) removes, or attempts to remove, any animal from the possession of an Officer.
 - d) refuses to provide identification (name, address, and date of birth) and proof thereof to an Officer upon request.
 - e) provides false or misleading information to an Officer.

PART 9 - CONDITIONS AND PROCEDURES TO RENT CAT TRAPS

- 9.1 A resident of the Town of Rimbey who finds a cat on its property may report a complaint to the Contractor and request a cat trap from the Contractor.
- 9.2 The person with the complaint (Complainant) can attend at the office of the Contractor during normal business hours and request a cat trap. In order to obtain a cat trap, the Complainant must sign the form and agreement provided by the Contractor, and the Contractor will then provide a cat trap to the Complainant. The Contractor is responsible to have the Complainant sign a cat trap agreement stating that they will treat the cat humanely.
- 9.3 The Complainant will be required to pay a \$100.00 deposit to the Contractor. This deposit will be returned to the Complainant at such time as the trap is returned and is found to be in the same condition it was at the time it was

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- obtained from the Contractor. If the trap is damaged or stolen the deposit is forfeited to the Contractor and it shall be the responsibility of the Complainant to pay the balance of the cost of the trap to be replaced.
- 9.4 It will be the responsibility of the Complainant to check the trap hourly, or as approved by the Contractor and, if an animal is caught, the Complainant must make arrangements to have the animal picked up or delivered to the Contractor within 24 hours following the trapping. During the week the Contractor will arrange the scheduling of their officers patrols in such a manner to reduce the length of time a cat is kept in a trap to a minimum. Traps are not to be set on weekends or when outside temperatures are constantly below zero (0) degrees. Traps shall be set in a shaded area of the property, away from the sun.
- 9.5 The Contractor may enter the property of the Complainant (but not a dwelling house) to ascertain if a cat trap has been properly placed or set and if a cat has been trapped.
- 9.6 The Complainant shall not leave a trap set on his property unattended when absent from the property for any period of time more than 3 hours, except as approved by the Contractor.
- 9.7 When the Contractor takes possession of a trapped cat, the Contractor will try to locate an identifying tag, tattoo or microchip on the cat and if found will make reasonable efforts to contact the owner of the cat in order to report that it has been impounded by the Contractor.
- 9.8 If the cat owner attends the Contractor's office to claim his or her cat that was trapped on another person's property, an offence ticket for the cat running at large may be issued in accordance with the Bylaw.
- 9.9 If a Complainant is disabled and therefore unable to pick up the cat trap, the Contractor will deliver the trap to the Complainants property, and pick up the trap 72 hours later. No fee shall be charged to the Complainant.
- 9.10 Any person renting a cat trap or the Animal Control Officer shall be responsible for treating any animal caught as humanely as possible.
- 9.11 Any person who abuses, teases or pokes an animal in a cat trap or is causing pain, suffering, or injury to any animal may be charged with an offence under section 446 of the Criminal Code of Canada.
- 9.12 Any person seeing a cat in a trap being abused is encouraged to telephone and report the abuse to the Contractor, at which time the Contractor will, if warranted during investigation, attend at the premises where the alleged abuse has taken place and remove the cat and the trap forthwith.

PART TEN-IMPOUNDING ANIMALS

- 10.1 Any Officer or any designated Contractor with the Town may seize and impound:
- a) any animal running at large.
 - b) any animal found on a park or playground where animals are prohibited or where the park or parkland area contains a playground apparatus and/or a sand rubber or other materials utilizes as a play area.
- 10.2 Upon receiving an animal for impound, an Animal Control Officer, Contractor, or its staff, shall make reasonable efforts to identify and contact the owner of the animal.
- 10.3 Subject to the entry notice provisions of Municipal Government Act, R.S.A. 2000 c.M-26, an Officer may enter upon privately owned property at all times, other than a dwelling house, for the purposes of enforcing the provisions of this Bylaw
- 10.4 An Officer, including an Animal Control Officer is hereby authorized to use live traps, nets or any other similar means to effect capture of animals. The Town or its Contractor shall not be held liable for the death or injury of any animal.

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- 10.5 The Contractor shall not sell, euthanize or otherwise dispose of any impound animal until the animal is retained in the Contractors Impound facility for seventy-two(72) hours, not including the day of impounding, Sunday's or Statutory Holidays. After the expiration of the seventy-two (72) hours, if the owner has not claimed the impounded animal, the animal becomes property of the Contractor.
- 10.6 Section 10.5 may be overruled if an impounded animal is deemed to be in immediate and severe medical distress by a licensed veterinarian or other qualified animal health professional, whereas humane euthanasia is the only treatment option to end suffering.
- 10.7 The Contractor may retain an animal for a longer period if in the opinion of the Contractor the circumstances warrant the expense or they have reasonable grounds to believe that the animal is a continued danger to persons, animals or property
- 10.8 Any healthy animal may be returned to the owner during the seventy-two (72) hour period of impoundment upon payment to the Contractor the costs of impoundment and boarding (as specified between the Town and the Contractor).
- 10.9 Any person claiming an impounded animal shall present government issued photo identification to the Contractor or its staff.
- 10.10 Where an impounded animal has not been claimed by an owner within 72 hours of impoundment, the Contractor is authorized to sell, euthanize, or otherwise dispose of any impounded animal.

PART ELEVEN- FULL RIGHT AND TITLE

- 11.1 The purchaser of an animal from the Contractor pursuant to the provisions of this Bylaw shall obtain full right and title to it and the right and title of the former owner of the animal shall cease upon the purchase.

PART TWELVE MUNICIPAL TICKETS AND VIOLATION TICKETS

- 12.1 Where an Officer has reasonable grounds to believe that a person has contravened any provision of the Bylaw:
 - a) he or she may serve upon the person a Municipal Ticket allowing payment of the specified fine as set out in Schedule "A", which payment will be accepted by the Town or the Contractor on behalf of the Town in lieu of prosecution for the offence if paid within 21 days of the date of service; or
 - b) he or she may issue and serve a violation ticket in accordance with the Provincial Offences Procedure Act, R.S.A. 2000, c P-34 and amendments thereto, allowing a voluntary payment or requiring a person to appear in court, without the alternative of making a voluntary payment.
- 12.2 An Officer may, but is not required to issue a Municipal Ticket before issuing a violation ticket under the Provincial Offences Procedure Act.
- 12.3 A Municipal Ticket shall be deemed to be sufficiently served if:
 - a) served personally on the owner of the animal, or left at the owners residence; or
 - b) mailed to the address of the owner of the animal.
- 12.4 Penalties for a second, third and subsequent offences will be applicable, where those offences occur within one (1) year of the first offence.



Town of Rimbey

Bylaw 961/20

A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATIONS FOR THE CONTROL OF DOGS AND CATS IN THE TOWN.

PART THIRTEEN – SEVERABILITY CLAUSE

13.1 Every provision of this Bylaw is independent of all other provisions and if any provision of this Bylaw is declared invalid for any reason by a court of competent jurisdiction, all other provisions of this Bylaw shall remain valid and enforceable.

PART FOURTEEN – EFFECTIVE DATE

14.1 This Bylaw shall take effect on April 1, 2021.

14.2 Bylaw 755/03 is repealed on April 1, 2021.

READ a first time this _____ day of _____, 2020.

MAYOR RICK PANKIW

CHIEF ADMINISTRATIVE OFFICER
LORI HILLIS

READ a second time this _____ day of _____, 2020.

MAYOR RICK PANKIW

CHIEF ADMINISTRATIVE OFFICER
LORI HILLIS



Town of Rimbeey

Bylaw 961/20

A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA TO PROVIDE FOR
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READ a third and final time this _____ day of _____, 2021.

MAYOR RICK PANKIW

CHIEF ADMINISTRATIVE OFFICER
LORI HILLIS



Town of Rimbey

Bylaw 961/20

A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATIONS FOR THE CONTROL OF DOGS AND CATS IN THE TOWN.

Schedule "A"	
Fail to license (5.8)	\$200.00 first offence \$400. 00 second offence \$600.00 third and subsequent offence
Animal running at large (5.1(a))	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Animal on a park or parkland where prohibited (5.1(b))	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Animal destroys or damages property (5.1(c))	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Cat sprays/defecates/stalks birds (5.2)	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Fail to Confine an animal in heat (3.5)	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Dog barks or howls as to disturb a person (3.8)	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Have more than three dogs (3) (5.3)	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Have more than three cats (3) (5.4)	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Fail to remove defecation (3.6)	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Allowing defecation to accumulate on property (3.7)	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Tampering/spring/damage trap (5.7)	\$200.00 first offence \$400. 00 second offence \$600.00 third and subsequent offence
Keeping or harboring an exotic animal (5.12)	\$100.00 first offence \$200. 00 second offence \$300.00 third and subsequent offence
Failure to ensure collar and tag are worn by animal (4.4)	\$75.00 first offence \$150. 00 second offence \$300.00 third and subsequent offence
Keeping or harboring wild or exotic animals or livestock (5.12(a)(b)(c))	\$200.00 first offence \$400. 00 second offence \$600.00 third and subsequent offence



Town of Rimbey

Bylaw 961/20

A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATIONS FOR THE CONTROL OF DOGS AND CATS IN THE TOWN.

Aggressive dog not muzzled, in control and on a leash (3.12)	\$200.00 first offence \$400. 00 second offence \$600.00 third and subsequent offence
Animal exhibits threatening behavior to person/animal (6.1(a))	\$200.00 first offence \$400. 00 second offence \$600.00 third and subsequent offence
Animal bites, attacks or causes minor injury to an animal (6.1(b))	\$200.00 first offence \$400. 00 second offence \$800.00 third and subsequent offence
Animal bites, attacks or causes major injury to an animal (6.1(d))	\$500.00 first offence \$1,000. 00 second offence COURT third and subsequent offence
Animal bites, attacks or causes minor injury to a person (6.1(c))	\$500.00 first offence \$1,000. 00 second offence COURT third and subsequent offence
Animal bites, attacks or causes major injury or death to person (6.1(e))	COURT first offence COURT second offence COURT third and subsequent offence
Animal causes death to an animal (6.1(f))	\$500.00 first offence COURT second offence COURT third and subsequent offence
Refuse to provide identification to an officer (8.1(d))	\$500.00 first offence \$1,000. 00 second offence COURT third and subsequent offence
Interfere with an officer (8.1(a))	\$500.00 first offence \$1,000. 00 second offence \$1,500.00 third and subsequent offence
Unlock/unlatch a vehicle where an animal is confined (8.1(b))	\$500.00 first offence \$1,000. 00 second offence \$1,500.00 third and subsequent offence
Provide false or misleading information to an officer (8.1(e))	\$500.00 first offence \$1,000. 00 second offence \$1,500.00 third and subsequent offence
Remove or attempt to remove animal from an officer (8.1(c))	\$500.00 first offence \$1,000. 00 second offence \$1,500.00 third and subsequent offence



Province of Alberta

ANIMAL PROTECTION ACT

Revised Statutes of Alberta 2000
Chapter A-41

Current as of November 1, 2010

Office Consolidation

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Note

All persons making use of this consolidation are reminded that it has no legislative sanction, that amendments have been embodied for convenience of reference only. The official Statutes and Regulations should be consulted for all purposes of interpreting and applying the law.

Regulations

The following is a list of the regulations made under the *Animal Protection Act* that are filed as Alberta Regulations under the Regulations Act

	Alta. Reg.	<i>Amendments</i>
Animal Protection Act		
Animal Protection	203/2005	210/2008, 170/2012, 73/2014, 123/2016, 81/2019, 31/2021

ANIMAL PROTECTION ACT

Chapter A-41

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HER MAJESTY, by and with the advice and consent of the
Legislative Assembly of Alberta, enacts as follows:

Interpretation

1(1) In this Act,

- (a) “animal” does not include a human being;
- (b) “business day” means a day on which
 - (i) if an animal is delivered to a humane society under section 3(2)(a), the humane society, or

- (ii) if an animal is delivered to a caretaker under section 3(2)(b), the office of the peace officer who delivered the animal

is open for business;

- (c) “caretaker” means an individual who has an appropriate facility in which to keep an animal and agrees to care for the animal in accordance with this Act;
- (d) “Court”, except in section 13, means the Provincial Court;
- (e) “humane society” means an organization that is approved as a humane society under section 9;
- (f) “Minister” means the Minister determined under section 16 of the *Government Organization Act* as the Minister responsible for this Act;
- (g) “peace officer” means
 - (i) a member of the Royal Canadian Mounted Police,
 - (ii) a member of a municipal police service, or
 - (iii) a peace officer appointed under the *Peace Officer Act* for the purposes of this Act;
- (h) “registered veterinarian” means a registered veterinarian as defined in the *Veterinary Profession Act*.

(2) For the purposes of this Act, an animal is in distress if it is

- (a) deprived of adequate shelter, ventilation, space, food, water or veterinary care or reasonable protection from injurious heat or cold,
- (b) injured, sick, in pain or suffering, or
- (c) abused or subjected to undue hardship, privation or neglect.

RSA 2000 cA-41 s1;2005 c22 s2;2006 cP-3.5 s33

Prohibition against causing distress

2(1) No person shall cause or permit an animal of which the person is the owner or the person in charge to be or to continue to be in distress.

(1.1) No person shall cause an animal to be in distress.

(2) This section does not apply if the distress results from an activity carried on in accordance with the regulations or in accordance with reasonable and generally accepted practices of animal care, management, husbandry, hunting, fishing, trapping, pest control or slaughter.

RSA 2000 cA-41 s2;2005 c22 s3

Animal care duties

2.1 A person who owns or is in charge of an animal

- (a) must ensure that the animal has adequate food and water,
- (b) must provide the animal with adequate care when the animal is wounded or ill,
- (c) must provide the animal with reasonable protection from injurious heat or cold, and
- (d) must provide the animal with adequate shelter, ventilation and space.

2005 c22 s4

Powers of peace officer

3(1) If an animal is in distress and

- (a) the owner or person in charge of the animal does not forthwith take steps that will relieve its distress,
- (a.1) a peace officer is of the opinion, on reasonable and probable grounds, that the owner or person in charge of the animal is not likely to ensure that the animal's distress is relieved or to ensure that the animal's distress will continue to be relieved, or
- (b) the owner or person in charge of the animal cannot be found immediately and informed of the animal's distress,

a peace officer may, in accordance with section 4, take any action the peace officer considers necessary to locate the animal and relieve its distress, including taking custody of the animal in accordance with the regulations and arranging for transportation, food, water, care, shelter and veterinary treatment for the animal, if necessary.

(2) A peace officer who takes custody of an animal pursuant to subsection (1) shall deliver the animal

- (a) to a humane society, or
- (b) to a caretaker, if there is no humane society close to the location where the animal is found or if the humane society does not have an appropriate facility in which to keep the animal.

(3) If an animal is found to be in such distress that, in the opinion of

- (a) a registered veterinarian, or
- (b) if a registered veterinarian is not readily available, a peace officer,

the animal cannot be relieved of its distress and live without undue suffering, the peace officer may destroy the animal or cause the animal to be destroyed and the owner of the animal is liable for the costs of destroying it.

RSA 2000 cA-41 s3;2005 c22 s5

Authority to enter premises

4(1) A peace officer who on reasonable and probable grounds believes

- (a) that there is an animal that is in distress on any land or in any vehicle or place other than a private dwelling house, and
- (b) that obtaining a warrant is not practical in the circumstances

may enter the land, vehicle or place for the purpose of determining whether the animal is in distress and, if necessary, carrying out the peace officer's duties under section 3.

(2) A peace officer who on reasonable and probable grounds believes that there is an animal that is in distress in a private dwelling house shall obtain a warrant to enter the private dwelling house for the purpose of carrying out the peace officer's duties under section 3.

(3) A peace officer acting under the authority of this section shall, on request, produce the peace officer's certificate of appointment to

the owner or occupant of any land, vehicle or place entered pursuant to this section.

(4) A peace officer shall use no more force than is reasonably required to enter or search any land, vehicle or place.

1988 cA-42.1 s4

Abandoned animal

4.1(1) In this section, "abandoned animal" includes an animal that

- (a) is left for more than 24 hours without adequate food or water or shelter,
- (b) is left for 5 days or more after the expected retrieval time from a registered veterinarian or from a person who for money consideration or its equivalent stables, boards or cares for the animal, or
- (c) is found on premises with respect to which the tenancy agreement has been terminated.

(2) A peace officer may take an abandoned animal into custody whether or not it is in distress.

(3) A peace officer who takes an animal into custody pursuant to subsection (2) shall deliver the animal to a humane society or caretaker.

2005 c22 s6

Duty to provide care

5(1) A peace officer who takes custody of an animal pursuant to section 3(1) or 4.1(2) shall take reasonable steps to ensure that the animal is provided with transportation, food, water, care, shelter and veterinary treatment, if necessary.

(2) Repealed 2005 c22 s7.

(3) A humane society to which or a caretaker to whom an animal is delivered under section 3(2) or 4.1(3) may, in accordance with the tariff provided for in the regulations, recover any expenses incurred in respect of the animal from the owner of the animal and may require the owner to pay those expenses before the animal is returned to the owner.

(4) A humane society or a caretaker may recover unpaid expenses incurred in respect of an animal in an action in debt against the owner of the animal.

RSA 2000 cA-41 s5;2005 c22 s7

Duty to locate owner

6 If an animal is delivered

- (a) to a humane society under section 3(2)(a) or 4.1(3), the humane society, or
- (b) to a caretaker under section 3(2)(b) or 4.1(3), the peace officer who delivered the animal

shall take reasonable steps to locate the owner of the animal, including a search of the brand registry under the *Livestock Identification and Commerce Act*, and shall notify the owner of the actions taken in respect of the animal.

RSA 2000 cA-41 s6;2005 c22 s8;2006 cL-16.2 s95

Sale or gift of animal

7(1) If the owner of an animal that has been delivered to a humane society or caretaker under section 3(2) or 4.1(3)

- (a) is not located and notified within 3 business days after the date on which the animal was delivered, or
- (b) is located and notified but does not, within 3 business days after the date on which the animal was delivered, pay the expenses incurred in respect of the animal pursuant to section 3(1) or 4.1 and section 5 or enter into an agreement for the payment of the expenses that is satisfactory to the humane society or the peace officer who delivered the animal, as the case may be,

the animal may be sold or given to any person by the humane society, if the animal was delivered to a humane society, or the peace officer who delivered the animal, if the animal was delivered to a caretaker, and the animal becomes the property of the person to whom it is sold or given.

(2) Notwithstanding subsection (1), if in the opinion of the humane society or a peace officer the animal appears to be a purebred animal or if it bears an obvious identification device, tattoo, brand, mark, tag or licence, the applicable time limit under subsection (1) is 10 days after the date on which the animal was delivered.

(3) The proceeds of a sale of an animal pursuant to subsection (1) shall be disbursed in the following order of priority, on proof of the expenses having been incurred:

- (a) to pay the expenses of selling the animal;
- (b) to pay the expenses incurred in respect of the animal under section 3(1) or 4.1 and section 5.

(4) The balance of the sale proceeds remaining after the payment of the expenses referred to in subsection (3) shall be

- (a) paid to the former owner of the animal, if the former owner has been located at the date of distribution of the sale proceeds, or
- (b) held by the Minister for a period of one year after the date of the sale, if the former owner has not been located.

(5) The Minister may pay the balance remaining

- (a) to a person who claims within the period set out in subsection (4)(b) and establishes to the satisfaction of the Minister that the person was the owner of the animal prior to the sale, or
- (b) if no claim is made under clause (a), into the General Revenue Fund on the expiration of the period set out in subsection (4)(b).

RSA 2000 cA-41 s7;2005 c22 s9

Destruction of animal

8 A humane society, in respect of an animal that has been delivered to it, or a peace officer, in respect of an animal that has been delivered to a caretaker, may destroy the animal or cause the animal to be destroyed if it has not been claimed by its owner and in the opinion of the humane society or peace officer, as the case may be, the animal is not suitable to be sold or given away in accordance with section 7.

1988 cA-42.1 s8

Approval of humane society

9 Subject to the regulations, the Minister may approve as a humane society an organization that

- (a) has as one of its principal objects the prevention of cruelty to animals, and

(b) meets the requirements of the Minister
and may suspend or revoke the approval.

1988 cA-42.1 s9

Inspection re standards

10(1) A peace officer may without a warrant during ordinary business hours enter

- (a) any premises, other than a private dwelling house, where animals are kept for sale, hire or exhibition, or
- (b) any vehicle used to transport animals

to inspect the animals or any vehicle in which animals are transported for the purpose of administering this Act, the regulations under this Act and any regulations prescribing standards for vehicles used to transport animals.

(1.1) In order to conduct an inspection under subsection (1), a peace officer may signal or otherwise order a person operating a vehicle to stop forthwith or to move the vehicle to a particular place and then stop it, and that person shall forthwith comply with that signal or order and shall not proceed until the peace officer has had a reasonable amount of time to inspect the vehicle and the animals in or on the vehicle.

(2) A peace officer acting under the authority of this section shall, on request, produce the peace officer's certificate of appointment to the owner or occupant of any premises or vehicle entered pursuant to subsection (1).

RSA 2000 cA-41 s10;2005 c22 s10

Prohibition against obstruction

11 No person shall in any manner hinder or obstruct a peace officer in the performance of the peace officer's duties under this Act or the regulations.

1988 cA-42.1 s11

Offence

12(1) A person who contravenes this Act or the regulations is guilty of an offence and liable to a fine of not more than \$20 000.

(2) If the owner of an animal is found guilty of an offence under section 2, the Court may make an order restraining the owner from

continuing to have custody of an animal for a period of time specified by the Court.

(3) The Court may make an order under subsection (2) on any terms and conditions it considers appropriate.

RSA 2000 cA-41 s12;2001 c10 s2

Order of custody

13(1) A peace officer may apply to the Court of Queen's Bench for an order granting to the peace officer custody of an animal in respect of which a charge has been laid under section 12.

(2) An applicant under subsection (1) may retain custody of an animal in respect of which the application is made pending the outcome of any proceedings under section 12, notwithstanding that the owner of the animal

(a) pays the expenses incurred in respect of the animal under sections 3(1) and 5, and

(b) requests the peace officer, or any humane society or caretaker to whom the peace officer has delivered the animal, to return the animal to the owner.

(3) The Court may make an order under this section on any terms and conditions it considers appropriate.

RSA 2000 cA-41 s13;2009 c53 s22

Protection from action

14(1) No action lies against a peace officer, registered veterinarian, caretaker, humane society or an officer or employee of a humane society for anything done in good faith under this Act or the regulations.

(2) If a person, on reasonable and probable grounds, believes an animal is in distress and reports the distress to a peace officer, no action lies against that person for reporting unless that person reports maliciously or without reasonable or probable grounds for the belief.

RSA 2000 cA-41 s14;2005 c22 s11

Regulations

15(1) The Minister may make regulations

(a) respecting how animals may be taken into custody;

- (b) respecting the care of animals;
- (c) respecting the approval of organizations as humane societies and the suspension and revocation of approvals;
- (d) respecting a tariff of expenses that may be charged by a humane society or a caretaker for the care provided to an animal that has been taken into custody under this Act;
- (e) respecting any matter the Minister considers necessary to administer this Act.

(2) A regulation under subsection (1)(a) or (b) may adopt or incorporate, in whole or in part or with modifications, published documents that set out standards, codes, guidelines or other rules relating to any matter in respect of which a regulation may be made under subsection (1)(a) or (b).

(3) If a standard, code, guideline or other rule is adopted or incorporated by regulation under this section, the Minister shall ensure that a copy of the standard, code, guideline or other rule is made available to a person on request.

RSA 2000 cA-41 s15;2005 c22 s12

16 Repealed 2005 c22 s13.

ACS IMPOUND CAT

Take in information

Date: _____ Time: _____ Municipality: _____

Address found: _____

information of person who brought cat in:

Name: _____

Address: _____

Phone number: _____

Cat information:

Breed: _____ Color: _____ Male or Female

Fixed: Yes or No Collar: _____ Tag: _____

Checked for tattoo: Yes or No Tattoo #: _____

Checked for Microchip: Yes or No Microchip #: _____

Owner Contacted: Yes or No _____

Kennel information:

Name: _____ vaccinated: _____ Date dewormed: _____

ID #: _____ 3 Business days: _____

Needs to be fixed Yes or No

If yes or unsure, appointment booked for: _____

Notes: _____

LIVE TRAP AGREEMENT

TRAP: _____

NAME: _____

ADDRESS: _____

PHONE #: _____

DATE OF PICK-UP: _____

DATE OF RETURN: _____

DEPOSIT PAID: _____

DEPOSIT RETURNED: _____

DEPOSIT PAID TO: KENNEL or ANIMAL CONTROL

TRAP RENTAL FEE: _____

RENTAL FEE PAID TO: KENNEL or ANIMAL CONTROL

SIGNATURE

ANIMAL CONTROL SERVICES
CAT TRAP POLICY

Date May 25, 2021

For communities with cat Bylaws, cat trapping is the primary method for capturing stray or feral cats.

For this program to work, it requires citizens with concerns to participate in the trapping process.

The following outlines the expectations of anyone who wishes to be involved in the trapping of cats within a community.

The property owner or occupier where a trap is placed agrees to the following.

Traps are only set when the following conditions can be met.

1. Traps are to be supervised at least once per hour when set, If a trap is set overnight it must be visually inspected first thing in the morning. (before 9 am) If a cat is in the trap the person in care of the trap must call the on-call animal control officer forthwith and inform them of the trapped cat.
2. Traps are not to be set when weather temperatures are going to be higher than plus 24 Celsius or colder than plus 3 Celsius.
3. Traps are to be set in such a way as to provide the trapped cat with shade from direct sun, or shelter from rain or inclement weather.
4. Traps are not to be set if the timely pick up and transport of the cat can for any reason not be facilitated. (example, like on a Friday or Saturday night or the evening before a statutory holiday.)
5. When someone agrees to take possession of a trap for the purpose of trapping, they must arrange ahead of time with the shelter and the animal control officer the timely intake of any trapped cat.

6. If a cat is trapped late in the evening and cannot be transported until the next morning the person in care of the trap agrees to move the cat in the trap to an indoor space that is of appropriate temperature until morning when transport to the shelter can occur.
7. No one in care of a cat trap can tease or torment any cat within a trap, nor can anyone else bother or harass the cat.
8. If for any reason a cat ends up in a trap and it cannot be taken to the shelter within a 12-hour period, the person in care of the trap must release the cat unharmed to be trapped at future date.



REQUEST FOR DECISION

Bylaw Committee Agenda Item	4.2
Bylaw Committee Meeting Date	June 1, 2021
Subject	Bylaw Committee Meetings Summer Hours
For Public Agenda	Public Information
Information	The Bylaw Committee has requested to discuss summer hours.
Prepared By: <p style="text-align: center;"><u><i>Bonnie Rybak</i></u> <u>May 20, 2021</u> Bonnie Rybak Date Recording Secretary</p>	
Endorsed By: <p style="text-align: center;"><u><i>Gayle Rondeel</i></u> <u>May 20, 2021</u> Gayle Rondeel Date Chairperson</p>	