

TOWN OF PICTURE BUTTE
BYLAW NO. 885-19

BEING A BYLAW OF THE TOWN OF PICTURE BUTTE, IN THE PROVINCE OF ALBERTA,
TO PROVIDE FOR THE LICENSING, CONTROL AND REGULATION OF DOGS

WHEREAS Section 7 of the *Municipal Government Act*, Being Chapter M26, Revised Statutes of Alberta, 2000 provides for the passing of bylaws to regulate and control dogs within the municipality;

AND WHEREAS Council for the Town of Picture Butte has deemed it advisable to pass a bylaw to regulate the registration and keeping of dogs and to promote the concept of responsible pet ownership.

NOW THEREFORE, THE COUNCIL OF THE TOWN OF PICTURE BUTTE, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, HEREBY ENACTS AS FOLLOWS:

This bylaw shall be referred to as the “Dog Control Bylaw”.

1. DEFINITIONS

- 1.1. “Aggressive Dog” means any dog, whatever its age, whether on public or private property which has:
 - 1.1.1. caused the demise of a person; or
 - 1.1.2. without provocation caused the demise of a domestic animal while off the property of the property owner; or
 - 1.1.3. Without provocation, chased, injured or bit a person or any other domestic animal; or
 - 1.1.4. Without provocation, threatened or created the reasonable apprehension of a threat to a person or to any other domestic animal; or
 - 1.1.5. Without provocation, damaged or destroyed any public or private property; or
 - 1.1.6. Which represents a continuing threat of serious harm to persons or animals.
- 1.2. “Animal Services Centre” means the Town facility established for the holding of impounded animals as set out in this bylaw
- 1.3. “Altered” means spayed, neutered or otherwise incapable of reproduction as certified by a qualified professional.
- 1.4. “Approved Foster Organisation” shall mean an organisation that rescues and fosters dogs and has been approved in writing for the purposes of this bylaw by a Town representative, and whose approved status has not been revoked by a Town representative.
- 1.5. “Assistance Dogs” are highly trained professional dogs that have received a Service Dog Identification Card from the Alberta government and work in partnership with disabled persons to increase the independence, safety and mobility of the human partner. These include guide and service dogs.
- 1.6. “Bylaw Enforcement Officer” means a person appointed by the Town pursuant to provisions of Section 555 of the *Municipal Government Act*, R. S. A. (2000), Chapter M-26.
- 1.7. “Chief Administrative Officer” or “CAO” means the Town’s Chief Administrative



Officer for the Town of Picture Butte as appointed by Town Council and includes any Persons authorized by him/her or the Town Council to act for or carry out the duties of the CAO to the extent that authorization is given.

- 1.8. "Council" shall mean the Municipal Council duly assembled and acting as such for the Town of Picture Butte.
- 1.9. "Dog" shall mean either the male or female of the canine family.
- 1.10. "Dog Fanciers Licence" shall mean a dog licence issued annually to an owner permitting the keeping or harbouring, on land or premises occupied by the owner of up to four (4) licenced dogs over the age of six months.
- 1.11. "Foster Home" shall mean the dwelling unit of an individual who has received a Foster Dog Licence from the Town and has been approved in writing by an Approved Foster Organisation to foster dogs on a temporary basis until a permanent owner can be found.
- 1.12. "Foster Dog Licence" shall mean a dog licence issued annually to an owner permitting the keeping or harbouring, on land or premises occupied by the owner of up to four (4) licenced dogs over the age of six months
- 1.13. "Fostering Dog Owner" shall mean the individual who has been approved, in writing, by an Approved Foster Organisation and has received a Foster Dog Licence from the Town to foster dogs in a Foster Home and who owns, keeps, possesses, harbours or acts as a guardian of the dog on a temporary basis until a permanent owner can be found. The Fostering Dog Owner shall be considered the owner of the dog under this bylaw while the dog is under their care.
- 1.14. "Leash" means a chain or other material capable of restraining a dog it is utilised for.
- 1.15. "Marked for Identification" means the placement of a traceable microchip or a discernable tattoo upon a dog.
- 1.16. "Owner" means any person who owns a dog or who has charge, care, custody, or control of, or has a right to control a dog for thirty (30) or more consecutive days, except a veterinarian caring for a dog in the regular practice of veterinary medicine.
- 1.17. "Parkland" means all recreational land areas owned or controlled by the Town and lying within the Town limits.
- 1.18. "Provincial Court" means the Provincial Court of Alberta
- 1.19. "Running at Large" means a dog which is not under control of a person by means of a leash and is actually upon property other than the property in respect of which the owner of the dog has the right of occupation, or upon any highway, thoroughfare, street, road, trail, avenue, parkway, lane, alley, square, bridge, causeway, trestle, sidewalk (including the boulevard portion of the sidewalk) park or other place.
- 1.20. "Tag" means a device as approved by the CAO, or designate, and issued by the Town, showing that a licence fee has been paid for a dog.
- 1.21. "Ticket" means any ticket which is authorized by the Municipal Government Act, R. S. A. (2000), Chapter M-26 or under the Provincial Offences Procedure Act, R.S. A. (2000), Chapter P-34, issued for any bylaw offence in which a penalty may be paid out of court in lieu of appearing to answer a summons.
- 1.22. "Town" means the corporation of the Town of Picture Butte as established under the Municipal Government Act or, if the context requires, the geographical area within the boundaries of the Town of Picture Butte
- 1.23. "Unsuitable Pet Owner" means a person who appears to be impaired, abusive or unable to provide the proper care and sustenance to an animal.

2. RESPONSIBILITIES OF OWNERS

- 2.1. Except as provided in Subsection 2.1.2. the owner of a dog shall not permit such dog to run at large.
 - 2.1.1. Where a dog is found Running at Large the owner thereof shall be deemed to have failed or refused to comply with the requirements of Subsection 2.1.
 - 2.1.2. The Town may designate areas where dogs are permitted to run when off leash, and may designate areas where organized and controlled canine events may be held causing signs to be posted in such areas indicating such designation.
- 2.2. The owner of a dog shall ensure that such dog shall not:
 - 2.2.1. bite a person or persons;
 - 2.2.2. do any other act that injures a person;
 - 2.2.3. chase or otherwise threaten a person whether on the property of the owner or not, unless the person chased or threatened is an intruder on the property of the owner;
 - 2.2.4. bite, or chase other animals, livestock, bicycles, automobiles, wildlife or other vehicles;
 - 2.2.5. bark and or howl excessively or unnecessarily, or otherwise creates a disturbance;
 - 2.2.6. cause damage to property or other animals;
 - 2.2.7. upset waste receptacles, scattering the contents in or about the streets, lanes or other public property or in or about a premise not belonging to the owner of the dog.
- 2.3. The owner of a dog which is in or on the rear/back of a vehicle while moving or parked must insure that:
 - 2.3.1. the dog is secured so as to insure the dog is unable to fall out of or leave the vehicle;
 - 2.3.2. the dog is secured so as to be unable to reach any of the sides or rear of the vehicle to prevent the dog from disturbing people adjacent or in close proximity to the vehicle.
- 2.4. It is an offence to stage a dog-fighting exhibition or to train and keep dogs for the purpose of staging a dog-fighting exhibition.
- 2.5. Any owner whose dog defecates on any public or private property other than the property of its owner shall remove forthwith any defecated matter deposited.
 - 2.5.1. A registered owner and or tenant shall not allow the accumulation of dog defecates on their property to become injurious or dangerous to the public health, or that might hinder in any manner the prevention or suppression of disease.
 - 2.5.2. A blind owner of a registered dog guide, or a blind person being assisted by a registered dog guide is not subject to the obligations imposed in Subsection 2.5.
- 2.6. Every owner of a female dog shall confine and house such female dog during the period the dog is in heat.
- 2.7. Any person leaving a dog unattended in a motor vehicle must ensure suitable conditions are provided that do not endanger the life of the dog including: appropriate ventilation, water, and or heat.
- 2.8. No dog shall be permitted in the following areas:
 - 2.8.1. Cor Van Raay and Community Aquatic Centre
 - 2.8.2. Town of Picture Butte Community Centre
 - 2.8.3. Picture Butte Municipal Library
 - 2.8.4. North County Recreation Complex

- 2.8.5. Baseball diamonds located at the Harry Watson Memorial Park
2.9. Section 2.8 shall not apply to Assistance Dogs.

3. ANIMALS SUSPECTED OF HAVING COMMUNICABLE DISEASES

- 3.1. The owner of a dog which is suffering from any communicable disease shall not permit the dog to be in any public place, and shall not keep the dog in contact with or in proximity of any other dog free of such disease.
- 3.2. Any person who owns or who harbours, maintains or keeps a dog which they know or has reason to know, is or may be suffering from rabies, or which they know or believes has been exposed to rabies:
- 3.2.1. shall keep the dog locked or tied up;
 - 3.2.2. shall not permit another dog to come in contact with it;
 - 3.2.3. shall immediately report the matter to the Alberta Health Services Environmental Public Health officer, the Federal District Veterinarian and the Bylaw Enforcement Officer.

4. AGGRESSIVE DOGS

- 4.1. A Bylaw Enforcement Officer may declare a dog to be an aggressive dog and shall do so by delivering a notice to the owner of the dog.
- 4.2. A dog that has been declared an aggressive dog may be seized and impounded until a Bylaw Enforcement Officer deems the dog may be returned to the owner or until the Aggressive Dogs Committee instructs that the dog shall be returned to the owner with or without conditions.
- 4.3. When a dog is declared an aggressive dog by a Bylaw Enforcement Officer a notice must be sent to the owner within three days. The notice may impose the following conditions regarding an aggressive dog:
- 4.3.1. That the dog will be euthanized.
 - 4.3.2. That the dog may be returned to the owner conditional upon adherence to any or all of the following requirements:
 - 4.3.2.1. The payment of an annual aggressive dog licence fee pursuant to the Services, Fees, Rates and Charges Bylaw as passed by Council is received by the Town;
 - 4.3.2.2. That the dog be confined indoors and under the control of the owner;
 - 4.3.2.3. That when the dog is outdoors it is locked in an approved locked pen, dog run or other structure constructed to prevent the escape of the aggressive dog and capable of preventing entry by any person not in control of the dog;
 - 4.3.2.4. That the dog undergo a rehabilitation program;
 - 4.3.2.5. That, at all times, when off the property of the owner, such dog is muzzled;
 - 4.3.2.6. That, at all times, when off the property of the owner, such dog is harnessed or leashed on a lead which length shall not exceed one (1) metre in a manner that prevents it from chasing, injuring or biting other domestic animals or humans as well as preventing damage to public or private property, and that the dog is under the control of a person over the age of eighteen (18) years.
- 4.4. The owner of a dog who has received a notice under Subsection 4.3 may object to the determination that the dog is an Aggressive Dog by delivering a written notice of objection addressed to the Chief Administrative Officer at the Town of Picture Butte - 120 4th Street, P.O. Box 670 Picture Butte, AB. T0K 1V0. The notice shall be accompanied by a deposit as outlined in the Services, Fees,

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- Rates and Charges Bylaw that will be returned to the owner if an appeal is successful in reversing the declaration that the dog is an Aggressive Dog.
- 4.5. The objection shall be heard by the Aggressive Dog Appeal Committee, providing the owner has deposited, concurrently with the notice of objection, the required deposit.

5. AGGRESSIVE DOG APPEAL COMMITTEE

- 5.1. The Aggressive Dog Appeal Committee shall be Council.
- 5.2. The Aggressive Dog Committee may do any of the following after hearing the objection:
- 5.2.1. reverse an euthanasia order
 - 5.2.2. vary the conditions imposed by the Bylaw Enforcement Officer
 - 5.2.3. declare the dog not to be an aggressive dog and release the dog to the owner without any conditions
 - 5.2.4. uphold the Bylaw Enforcement Officers' order in respect of the dog
- 5.3. The owner of a dog declared to be an aggressive dog shall:
- 5.3.1. within five (5) business days after the dog has been declared aggressive have a licenced veterinarian tattoo or implant an electronic identification microchip in the animal and provide a copy of the information contained thereon to the Town prior to a licence being issued.
 - 5.3.2. be over the age eighteen (18) years
 - 5.3.3. obtain an aggressive dog licence within five (5) business days after the dog has been declared as aggressive; or
 - 5.3.4. obtain the annual licence for the aggressive dog on such day specified by the Town every year;
 - 5.3.5. notify the Town should the dog be sold, gifted, die or be transferred to another person;
 - 5.3.6. remain liable for the actions of the dog until formal notification of sale, gift or transfer is given to the Town;
 - 5.3.7. notify the Town if the dog is running at large
- 5.4. Where a licence required pursuant to this Section has been paid for by the tender of an uncertified cheque, the licence:
- 5.4.1. is issued subject to the cheque being accepted and cashed by the bank without any mention of this condition being made on the licence; and
 - 5.4.2. is automatically revoked if the cheque is not accepted and cashed by the bank on which it is issued.

LICENSING REQUIREMENTS

6. DOG LICENSING

- 6.1. The owner of a dog shall apply to the Town for an annual licence for such dog, and shall pay therefore an annual fee pursuant to the Services, Fees, Rates and Charges Bylaw as passed by Council. On payment of the licence fee the Town shall issue a tag with respect to that dog.
- 6.2. The owner of every dog shall obtain a licence for such dog, the first day on which the Town office is open for business after they become the owner of the dog, or the dog has attained the age of six (6) months and thereafter annually on the second day of January.
- 6.3. An owner shall ensure that any tag issued by the Town, as evidence of a Dog Licence, is attached to a collar worn by the dog whenever the dog is off the premises ordinarily occupied by the owner.
- 6.4. Subsection 6.3 does not apply when that dog has been marked for identification.
- 6.5. The fees payable for a Licence are pursuant to the Services, Fees, Rates and

Charges Bylaw as passed by Council. The fees are payable at the time of application or renewal and are non-refundable unless Council determines that a full or partial refund is appropriate.

- 6.6. The Town shall not issue any licence for a dog alleged to be altered, marked for identification, or both, without proof in a form satisfactory to the Town that the dog has been so altered or marked for identification.
- 6.7. Every Licence expires on the 2nd of January of every year.
- 6.8. In case a Tag is lost or destroyed, a replacement tag may be issued by the Town upon presentation by the owner of a receipt showing payment of the licence fee for the current dog licence year and upon payment pursuant to the Services, Fees, Rates and Charges Bylaw as passed by Council for the issuance of a replacement tag.
- 6.9. Tags are not transferable from one dog to another and no refund shall be made on any subsisting dog licence fee because of the death, loss or sale of the dog or upon the owner's leaving the Town before expiration of the licence period.
 - 6.9.1. A Fostering Dog Owner may transfer Tags, which are purchased, according to Section 6.1, for any dog that is being fostered.
- 6.10. In any prosecution or proceeding for a contravention of this section the burden of proof relating to the age of the dog shall be upon the owner and unless the contrary is proven the dog shall be presumed to have attained the age of six (6) months of age.
- 6.11. The full amount of the licence fee shall be payable for any dog older than six (6) months of age.
 - 6.11.1. Harboursing under 6 months referred to pups that are born to a currently licensed dog at that household.
- 6.12. The maximum number of dogs in a single-family dwelling or household shall be restricted to three (3) dogs over the age of six months except in the case where an owner is in receipt of a Dog Fancier's Licence or a Fostering Dog Licence.

7. FOSTERING DOG LICENCE

- 7.1. Any person requesting a Fostering Dog Licence shall submit an application to the Town.
 - 7.1.1. All applications shall disclose:
 - 7.1.1.1. location for licence
 - 7.1.1.2. type of facilities
 - 7.1.1.3. consent of adjacent landowners
 - 7.1.1.4. approval in writing from an Approved Foster Organisation
 - 7.1.1.5. how many dogs they currently own and are licensed by the Town.
- 7.2. A Fostering Dog Licence shall not be issued without a Bylaw Enforcement Officer first inspecting the proposed location.
- 7.3. A Fostering Dog Licence shall not be issued if in the opinion of the Bylaw Enforcement Officer, the site or conditions are unsuitable.
- 7.4. Any person may appeal the decision of the Bylaw Enforcement Officer to the CAO, provided such appeal is submitted in writing within fourteen (14) days of the date of the Bylaw Enforcement Officers' decision.
- 7.5. Any approved licence shall be issued upon the payment of the fee as specified in the Services, Fees, Rates and Charges Bylaw passed by Council. Each dog owned under a Fostering Dog Licence shall have a Tag showing that it is a dog being fostered.
- 7.6. A Bylaw Enforcement Officer may remove the Fostering Dog Licence upon receipt of bona fide complaints from two (2) or more neighbours residing within sixty (60) meters of the residence of the licensee.

8. DOG FANCIER'S LICENCE

- 8.1. Any person requesting a Dog Fancier's Licence shall submit an application to the Town.
 - 8.1.1. All applications shall disclose:
 - 8.1.1.1. location for licence
 - 8.1.1.2. purpose
 - 8.1.1.3. breed and sex of dogs
 - 8.1.1.4. type of facilities
 - 8.1.1.5. consent of adjacent landowners
- 8.2. A Dog Fancier's Licence shall not be issued without a Bylaw Enforcement Officer first inspecting the proposed location.
- 8.3. A Dog Fancier's Licence shall not be issued if in the opinion of the Bylaw Enforcement Officer, the site or conditions are unsuitable.
- 8.4. Any person may appeal the decision of the Bylaw Enforcement Officer to the CAO, provided such appeal is submitted in writing within fourteen (14) days of the date of the Bylaw Enforcement Officers' decision.
- 8.5. Any approved licence shall be issued upon the payment of the fee as specified in the Services, Fees, Rates and Charges Bylaw passed by Council. Each dog owned under a Dog Fancier's Licence shall be licenced.
- 8.6. A Bylaw Enforcement Officer may remove the Dog Fancier's Licence upon receipt of bona fide complaints from two (2) or more neighbours residing within sixty (60) meters of the residence of the licensee.

ANIMAL CONTROL OPERATIONS

9. SEIZURE

- 9.1. A Bylaw Enforcement Officer or Peace Officer may capture and impound any dog which is:
 - 9.1.1. actually or apparently over the age of six (6) months and for which no current licence has been issued pursuant to the provisions of this Bylaw when such a dog is off the premises of its owner;
 - 9.1.2. running at large;
 - 9.1.3. named or described or otherwise designated in a complaint made pursuant to the Dangerous Dogs Act;
 - 9.1.4. named or described or otherwise designated in a complaint alleging the dog to be aggressive;
 - 9.1.5. chasing, worrying or annoying any wildlife, livestock or domestic animal on property other than that belonging to the owner of the dog;
 - 9.1.6. a public nuisance, including but not limited to barking, howling excessively or unnecessarily, or otherwise creating a disturbance whether the dog is on the property of the owner or not;
 - 9.1.7. is required to be impounded pursuant to the provisions of any Statute of Canada or of the Province of Alberta or any regulation made thereunder;
 - 9.1.8. is considered to have their life in danger due to conditions the dog may be experiencing .
- 9.2. In the enforcement of this bylaw the Bylaw Enforcement Officer or Peace Officer may, after giving reasonable notice to the owner or occupier of land to be entered to carry out the inspection, remedy, enforcement or action, enter any privately owned land at any reasonable time, provided however, that in this section the word "premises" does not include a building and provided the provisions of

Section 542 of the Municipal Government Act, R.S. A. (2000) Chapter M-26 are complied with.

9.3. No person shall:

- 9.3.1. interfere with or attempt to obstruct a Bylaw Enforcement Officer or Peace Officer who is attempting to capture, or who has captured any dog in accordance with the provisions of this bylaw;
- 9.3.2. induce any dog to enter a house or other place where it may be safe from capture, or otherwise assist the dog to escape capture;
- 9.3.3. falsely represent themselves as being in charge or control of a dog so as to establish that the dog is restrained as the term is defined by this bylaw;
- 9.3.4. unlock or unlatch or otherwise open the vehicle in which dogs captured for impoundment have been placed so as to allow or attempt to allow any dog or dogs to escape therefrom;
- 9.3.5. remove or attempt to remove any dog from the possession of the Bylaw Enforcement Officer or Peace Officer;
- 9.3.6. untie, loosen or otherwise free a dog which has been tied or otherwise restrained;
- 9.3.7. negligently or willfully open a gate, door or other opening in a fence or enclosure in which a dog has been confined and thereby allow a dog to run at large in the Town.

10. IMPOUNDED DOGS

- 10.1. If a Bylaw Enforcement Officer knows or can ascertain the name of the owner of any impounded dog he or she shall serve the owner with a copy of the Notice in Schedule "A" of this Bylaw, either personally or by leaving it, at the last known address of the owner.
- 10.2. The owner of any impounded dog or aggressive dog that is being released with conditions may reclaim the dog or aggressive dog from the Animal Services Centre by paying to the Town the costs of impoundment pursuant to the Services, Fees, Rates and Charges Bylaw as passed by Council, and by obtaining the licence for such dog or aggressive dog should a licence be required under this Bylaw.
- 10.3. Where a dog is claimed, the owner shall provide proof of ownership of the dog.
- 10.4. The owner of a dog who has been found not guilty of committing an offence under this Bylaw may request the return of any fees paid by him or her for reclaiming his or her dog.
- 10.5. The Town shall not sell, donate or euthanise an impounded dog until the following conditions are met:
 - 10.5.1. After a dog is retained in the Animal Services Centre for:
 - 10.5.1.1. five (5) business days after the owner has received notice or is deemed by Section 10.1 to have received notice that the dog is in the Animal Services Centre, or
 - 10.5.1.2. five (5) business days, if the name and address of the owner is not known, or unless a person having the authority orders the retention or the euthanising of the dog, or unless the owner of the dog makes arrangements with the Town for the further retention of the animal the Town may cause the dog to be sold, donated or euthanised.
 - 10.5.2. Notwithstanding Subsection 10.5 the Town may:
 - 10.5.2.1. retain a dog for a longer period; or
 - 10.5.2.2. euthanise a dog after a shorter period if humane purposes warrant.

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- 10.6. The Town may offer for sale or donate all unclaimed dogs which have been in the Animal Services Centre for:
- 10.6.1. Five (5) business days or longer after the owner has received notice or is deemed by Subsection 10.1 to have received notice when the name and address of the owner are known; and
- 10.6.2. Three (3) business days or longer if the name and address of the owner is not known.
- 10.7. No impounded dog shall be sold or donated by the Town to any individual or group that is not considered an Approved Foster Organisation.
- 10.8. When the Town decides to euthanise a dog the owner shall pay to the Town a fee pursuant to the Services, Fees, Rates and Charges Bylaw as passed by Council.

OFFENCES AND PENALTIES

11. VIOLATION TICKETS

- 11.1. Where any Bylaw Enforcement Officer or Peace Officer believes that any person has committed a breach of any provision of this bylaw they may serve upon such persons a ticket or may commence proceedings by issuing a summons by means of a violation ticket in accordance with Part 2 of the Provincial Offences Procedure Act, R. S. A. 2000, Chapter P-34.
- 11.2. A notice or ticket shall be deemed to have been sufficiently served;
- 11.2.1. if served personally on the accused; or
- 11.2.2. if served by registered mail; or
- 11.2.3. if left at the accused usual place of abode with a person who appears to be at least eighteen (18) years of age; or
- 11.2.4. where the accused is an association partnership, corporation or registered kennel, if served by registered mail or if left with a person who appears to be at least eighteen (18) years of age and who is an employee or officer of the association, partnership, corporation or registered kennel
- 11.3. Upon production of any such notice or ticket within twenty-one (21) days from the date of service of such notice, together with the payment of the sum specified in the Services, Fees, Rates and Charges Bylaw as passed by Council, to a person authorized by the Town to receive such payment, an official receipt for such payment shall be issued, and subject to the provisions of this Section, such payment shall be accepted in lieu of prosecution.
- 11.4. If the person upon whom any such notice or ticket is served fails to pay the said sum within the time allotted, the provisions of this Section shall no longer apply.
- 11.5. Nothing in this section shall:
- 11.5.1. prevent any person from exercising their right to defend any charge of committing a breach or this Bylaw
- 11.5.2. prevent any person from laying an Information and Complaint against any other persons for committing a breach of any of the provisions of this Bylaw
- 11.5.3. prevent any Bylaw Enforcement Officer or Peace Officer from laying an Information and Complaint against any other person or owner for an alleged breach of this bylaw whether or not such other person or owner has made a payment under this Bylaw
- 11.6. Where any person has made a payment to the provisions of this Section and is prosecuted for the offence in respect of which such payment has been made, such payment shall be refunded.
- 11.7. Where a Bylaw Enforcement Officer or a Peace Officer believes that a person has contravened any provision of this Bylaw, they may commence proceedings

- by issuing summons by means of a violation ticket in accordance with Part 2 of the Provincial Offences Procedure Act, R.S. A. 2000, Chapter P-34.
- 11.8. The specified penalty payable in respect of a contravention of a provision of this Bylaw is the amount pursuant to the Services, Fees, Rates and Charges Bylaw as passed by Council in respect of that provision.
- 11.9. Notwithstanding Subsection 10.8:
- 11.9.1. where any person contravenes the same provision of this Bylaw twice within one twelve month period, the specified penalty payable in respect of the second contravention is double the amount shown in the Services, Fees, Rates and Charges Bylaw in respect of that provision, and
- 11.9.2. where any person contravenes the same provision of this Bylaw three or more times within one twelve month period, the specified penalty payable in respect of the third or subsequent contravention is triple the amount shown in the Services, Fees, Rates and Charges Bylaw, in respect of that provision.
- 11.10. The levying and payment of any fine or the imprisonment for any period provided in this Bylaw shall not relieve a person from the necessity of paying any fees, charges or costs from which he is liable under the provisions of this Bylaw.

12. VIOLATION PENALTIES

- 12.1. Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable on summary conviction to a fine of not more than TWO THOUSAND FIVE HUNDRED (\$2,500.00) DOLLARS and in default of payment is liable to imprisonment for a term not exceeding six (6) months.
- 12.2. The minimum fines on summary conviction in respect to a contravention of this Bylaw with respect to aggressive dogs shall be the same amounts as shown in the Services, Fees, Rates and Charges Bylaw regarding Section 2.2.1.
- 12.3. The levying and payment of any fine or the imprisonment for any period provided in this Bylaw shall not relieve a person from the necessity of paying any fees, charges, or costs from which they are liable under the provisions of this Bylaw.

13. LEGALITIES

- 13.1. It is the intention of Council that each separate provision of this Bylaw shall be deemed independent of all other provisions herein and it is further the intention of the Council that if any provisions of this Bylaw be declared invalid, all other provisions thereof shall remain valid and enforceable.

14. REPEAL, AMENDMENT AND EFFECTIVE DATE

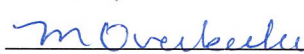
- 14.1. Bylaw No. 650-87, 690-92 and amendments thereto are hereby repealed.
- 14.2. This Bylaw shall take full force and effect upon the date of the passing of the third and final reading.

READ A FIRST TIME THIS 9 DAY OF DECEMBER, A.D. 2019.
READ A SECOND TIME THIS 13 DAY OF JANUARY, A.D. 2020.
READ A THIRD TIME THIS 13 DAY OF JANUARY, A.D. 2020.

TOWN OF PICTURE BUTTE



Mayor



CAO



SCHEDULE "A"

You are hereby notified that a dog bearing identification showing your name and address, was impounded on _____, A. D. _____ pursuant to the provisions of Bylaw No. 885-19 of the Town, and that, unless the said dog is claimed and all impoundment charges are paid, on or before _____ A. D. _____, the said dog will be sold or euthanised pursuant to the said Bylaw.

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SCHEDULE "B"
AFFIDAVIT OF NON-RESIDENT

| | | |
|---------------------|---|-----------------------------|
| CANADA | } | I, _____ |
| | } | |
| PROVINCE OF ALBERTA | } | of the _____ of |
| | } | _____ |
| | } | |
| TO WIT: | } | in the Province of Alberta, |
| | } | _____ |
| | } | (Occupation) |

MAKE OATH AND SAY:

- 1. THAT I am not a resident of the Town of Picture Butte.
- 2. THAT I reside at:

(mailing address)

| | |
|--|---|
| SWORN AT _____ of _____ | } |
| | } |
| In the Province of Alberta, this _____ | } |
| | } |
| day of _____ | } |
| | } |
| | } |
| A. D. _____, BEFORE ME | } |
| | } |
| | } |

A COMMISSIONER FOR OATHS IN AND
FOR THE PROVINCE OF ALBERTA

Ch
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