

**VILLAGE OF EDGERTON  
BY-LAW #02-18**

This By-Law in the Province of Alberta is to provide for the regulations and control of wild and domestic animals and poultry within the limits of the Village of Edgerton.

WHEREAS: Pursuant to the provision of Section 164 of the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta, 180 with amendments, a Village Council may pass by-laws for regarding and controlling animals.

AND WHEREAS: The Council of the Village of Edgerton deems it necessary to provide for the regulating, control and confinement of dogs within the Village.

NOW THEREFORE: The council of the Village of Edgerton in the Province of Alberta, duly assembled, hereby enacts the following:

**1. TITLE**

This By-Law may be cited as the Animal Control By-Law.

**2. DEFINITIONS**

- (a) "Village" means the Village of Edgerton.
- (b) "Dogs" means either the male or female domesticated canine species.
- (c) "Animal Control Officer" means Chief Administrative Officer or Public Works Foreman or any person or firm engaged by the Village to enforce the provisions of this By-Law and manage the well-being of an animal should it need to be captured and transported to an appropriate facility.
- (d) "By-Law Officer" means a person appointed by the Chief Administrative Officer to do any act or perform any duties under this By-Law, and includes a peace officer, a member of the Royal Canadian Mounted Police and, when authorized, a Special Constable.
- (e) "Dog License" means a numbered tag issued by the Village, yearly, to the owner of a dog, and said tag be attached to the collar and caused to be worn around the neck of the dog.
- (f) "Household Pets" shall include any animal that is normally kept on private property and shall include, but not limited to dogs, cats, guinea pigs, pot belly pigs, gerbils, hamsters, chinchillas, pet birds, snakes, turtles, pet reptiles, and any and all other pets.
- (g) "Livestock" means horses, cattle, sheep, swine, goats, llamas, and any other animal normally raised for agricultural purposes.
- (h) "Poultry" shall include chickens, ducks, geese, turkeys, ostrich, and such wildfowl as pheasants, quail, partridge, and any other fowl when raised and kept domestically.
- (i) "Wildlife" means big game, game birds, birds of prey, fur-bearing animals, fur-bearing carnivores, and any other species of vertebræ defined as wildlife under the Wildlife Act, 2000. cW-10, as amended.
- (j) "Pound" means any Animal Shelter as may be designated by the Council.
- (k) "Running at Large" means any dog that is:
  - i. Off the premises of the owner,
  - ii. Not on a leash, and
  - iii. Not under the immediate, continuous and effective control of its' owner or some competent person acting on the behalf of the owner.
- (l) "Cats" mean either the male or female of the feline domesticated species.
- (m) "Owner" means:

Law, may, with the permission of the owner or occupant of the property, enter such property or premises to apprehend the dog.

#### C) RECLAIMING OF AN IMPOUNDED DOG

Before an owner can redeem an impounded dog, he or she must first pay to the Village Office, a dog license fee, the Offence Ticket fee plus any outstanding Offence Ticket fees, the time and cost to transport the dog to an Animal Shelter, any Animal Shelter fees, and any veterinarian fees incurred by the Village in relation to the dog. These fees are listed on the Village of Edgerton yearly Fee Schedule.

#### D) UNCLAIMED DOGS

Any dog, licensed or unlicensed, not redeemed within 3 days of the Offence Ticket being issued, shall become the property of the Village. The dog may then be retained, sold, transferred for adoption, or euthanized, and any associated costs will be added to the Offence Ticket.

Animal Control Officer

- (a) Shall forthwith after impounding of any dog, notify the owner, if ascertainable, of such impoundment,
- (b) Shall ensure adequate provisions are provided to the dog while under the Village or Animal Shelter's care,
- (c) Shall keep record of all dogs impounded and of their disposal,
- (d) Shall provide a report to the Village of the process involved with the impoundment.

#### E) OFFENCE TICKET

- (a) Any Animal Control Officer, By Law Officer, and the Villages' Administrative Officer are hereby authorized and empowered to issue an Offence Ticket to any person they have reasonable and probable grounds to believe has contravened any provision of this By-Law.
- (b) The Offence Ticket shall state:
  - i. The name and address of the offender is ascertainable,
  - ii. The offence,
  - iii. The amount of the penalty for the offence as specified in Schedule "A" of this By-Law,
  - iv. That the penalty shall be paid within 14 days of the issuance of the Offence Ticket, except in the case of redeeming an impounded dog where the fees are required prior to the release of the dog and
  - v. any other information as may be required by the Chief Administrative Officer.
- (c) The Offence Ticket may be issued to such person:
  - i. either personally, or
  - ii. by mailing a copy to such person at their last known address, or
  - iii. at the time of the retrieval of such person's dog from impoundment.
- (d) Any By-Law Officer and any Animal Control Officer is hereby authorized and empowered to immediately issue a Violation Ticket pursuant to Part 11 of the *Provincial Offences Procedure Act, RSA 2000, cP-34*, as amended, to any person who a Peace Officer has reasonable ground to believe has contravened any provision of this By-Law.
- (e) Any person who:
  - i. Teases, torments, annoys any dog in the Village, or
  - ii. Removes or attempts to remove any dog from the Animal Shelter while it is impounded or interferes with the Animal Control Officer in any way while the Animal Control Officer is carrying out his or her duties under this By-Law.
- (f) Any person who contravenes any provisions of this By-Law or allows his or her dog to act in a manner so as to make it subject to penalty or impoundment under the provisions of this By-Law is guilty of an additional offence and liable on summary conviction, in