

BY-LAW NO. 1174
OF THE
TOWN OF ST. PAUL

**A By-Law of the Town of St. Paul in the Province of Alberta
for the Control, Regulation, Licensing and Prohibition of
Dogs within the Town of St. Paul.**

WHEREAS, it is deemed expedient to regular the harboring of dogs, and to Prohibit dogs from becoming public nuisance;

NEW THEREFORE, under the authority and subject to the provisions of the Municipal Government Act, Statutes of Alberta, 1994, Chapter M-26.1, as amended and by virtue of all other powers conferred on the Town of St. Paul, the Council of the Town of St. Paul duly assembled enacts as follows:

SECTION 1 Title

- 1.1 This By-Law may be cited as the Town of St. Paul Dog Control By-Law.

Summary of Proposed Changes

- All dogs must be on a leash when off of the owner(s) property.
- No person, being the owner or a person in charge of a dog shall permit the dog to attack, threaten, bite, chase or otherwise injure or intimidate any other person or animal.

SECTION 2 Purpose

2. The purposes of this By-Law shall be:
- 2.1 to prevent dogs from becoming a nuisance in the Town.
 - 2.2 to prevent dogs from endangering any person, other animal or property with the Town.
 - 2.3 to prevent dogs from creating a health hazard in the Town.
 - 2.4 to permit responsible individuals to own a reasonable number of dogs as pets in their homes.
 - 2.5 to permit responsible business people to raise, harbor, and breed dogs under appropriate conditions.
 - 2.6 to permit handicapped persons to keep trained dogs to assist them in their daily living.
 - 2.7 to permit responsible business people and homeowners to keep trained animals as part of business or personal security program.

The Council of the Town of St. Paul shall hold a public hearing on By-Law #1174 on Tuesday, October 12th, 2010 at 19:00 Hours at the Town of St. Paul Council Chambers, St. Paul, Alberta and shall by written submission entertain any person or persons who wish to make presentations concerning the matter in which any provision of the proposed By-Law #1174 may affect him/her or any owner of the land whom he/she represents. Council shall consider the presentations at the Public Hearing and make any amendments necessary.

If no written submission questioning the proposed By-Law are received by Council prior to the designated time frame, Council will consider passing By-Law #1174.

Town of St. Paul, Ron O. Boisvert (CAO)

TOWN OF ST. PAUL, ALBERTA
BY-LAW NO. 1174

A By-Law of the Town of St. Paul in the Province of Alberta
for the control, regulation, licensing and prohibition of dogs
within the Town of St. Paul.

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TOWN OF ST. PAUL

BY-LAW NO. 1174

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WHEREAS, it is deemed expedient to regulate the harbouring of dogs, and to Prohibit dogs from becoming public nuisance;

NOW THEREFORE, under the authority and subject to the provisions of the Municipal Government Act, Statutes of Alberta, 1994, Chapter M-26.1, as amended and by virtue of all other powers conferred on the Town of St. Paul, the Council of the Town of St. Paul duly assembled enacts as follows:

SECTION 1 Title

- 1.1 This By-Law may be cited as the Town of St. Paul Dog Control By-Law.

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2. The purposes of this By-Law shall be:

- 2.1 to prevent dogs from becoming a nuisance in the town
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- 2.6 to permit handicapped persons to keep trained dogs to assist them in their daily living
- 2.7 to permit responsible business people and homeowners to keep trained animals as part of business or personal security programs.

SECTION 3 Definitions

3. For the purpose of this By-Law:

- 3.1 “at large” means off the premises of the owner and not on a leash and under the immediate, effective and continuous control of a competent and responsible person
- 3.2 “abused dog” means any dog which is
 - 3.2.1 mistreated, beaten, tormented or teased,
 - 3.2.2 deprived of water, food or shelter
 - 3.2.3 left unattended in a motor vehicle without adequate ventilation or temperature control
 - 3.2.4 kept under unsanitary conditions,
 - 3.2.5 abandoned, or
 - 3.2.6 trained for fighting other animals
- 3.3 “Council” mean the Town Council of the Town of St. Paul, Alberta
- 3.4 “dog” means any animal, whether male, female, or neutered, of the family Canidae
- 3.5 “Peace Officer” means a member of the Royal Canadian Mounted Police, a Peace Officer appointed pursuant to the Alberta Peace Officer Act or a Bylaw Enforcement Officer employed by the Town of St. Paul;

- 3.6 "Guide Dog" means a specially trained dog kept by any handicapped person for the express purpose of compensating for or ameliorating the effects of that person's handicap.
- 3.7 "kennel" means any building, yard, or premises where more than three dogs are kept, housed or fed
- 3.8 "owner" means and includes any person, partnership, association or corporation, owing, possessing, harbouring or having charge of any dog or permitting any dog to remain about his house or premises and, where the owner is a minor, the person responsible for the custody of the minor
- 3.9 "Police dog" means a dog of any breed owned by the Royal Canadian Mounted Police for the purpose of aiding in law enforcement and trained for the purpose
- 3.9 "pound" means a place or vehicle designated by Council as a place where dogs and other animals may be placed and kept impounded
- 3.10 "public nuisance" with respect to the activities of any dog included but is not be limited to:
- 3.10.1 chasing bicycles, automobiles or other vehicles
 - 3.10.2 barking, howling or otherwise disturbing any person,
 - 3.10.3 causing damage to property, or
 - 3.10.4 upsetting waste receptacles or scattering the contents thereof
 - 3.10.5 being left unattended in any motor vehicle unless the dog is restricted
So as to prevent access to persons as long a such restraint provides for suitable ventilation
- 3.11 "tag" means a tag issued by the Town of St. Paul to an person who pays the prescribed license fee for a dog. Such tag, together with a dated receipt for the fees constitutes a license to keep the dog described on the receipt.
- 3.12 "Town" means the Town of St. Paul
- 3.13 "Vicious Dog" means a dog of any age, breed or gender which:
- 3.13.1 demonstrates a disposition to attack or bite persons or other animals without provocation, or
 - 3.13.2 has attacked or bitten persons or other animals without provocation, or
 - 3.13.3 is bred or trained for the activity of "dog fighting", or
 - 3.13.4 has been used by any person in the activity of "dog fighting", or
 - 3.13.5 has been declared a Vicious Dog under this By-law or a Dangerous Dog under the Dangerous Dogs Act.
- 3.14 "Vicious Dog License" means a license issued by the Town of St. Paul authorizing a person to harbour a Vicious Dog in the Town.

4. SECTION 4 DOG KENNELS

- 4.1 The Town may, by By-Law, designate certain areas or zones within the Town boundaries where kennels may be operated.
- 4.2 Any person harboring or keeping more than three dogs over the age of 90 days in a single place shall be deemed to be operating a kennel.
- 4.3 No person shall operate a kennel within the Town unless he has first obtained from the Town a license to operate a kennel.

- 4.4 The Town may issue a Kennel License upon the application of any person and the payment of the prescribed fee provided that the proposed kennel otherwise meets the requirements of all other applicable municipal legislation and, in particular, the Land Use By-Law and any conditions imposed thereunder.
- 4.5 The Town shall not issued a Kennel License for any person to operate a Kennel when, in the opinion of the Town, operation of the kennel would interfere with the use and enjoyment of any property located within 100 metres of the proposed site of the kennel. In forming such opinion, the Town may advise property owners within 100 metres of the proposed kennel of the application and may seek advice from any person.
- 4.6 The Town shall, within 60 days of any application and payment of fees for a Kennel License either:
- 4.6.1 grant the Kennel License, or
 - 4.6.2 advise the applicant in writing that the license is refused and the reason or reasons for such refusal.
- 4.7 After issuance of a Kennel License, should the Town receive bonafide complaints from two or more neighbours living within 100 metres of a kennel, it shall conduct an inquiry to determine if the kennel is being operated according to the provisions of all applicable legislation and, if it is not being so operated, shall advise the operator of any infractions or deficiencies and the operator shall have 14 days within which to correct such infractions or deficiencies.
- 4.8 When the operator of a kennel has been advised of infractions of legislation or deficiencies with respect to the operation of his kennel, and has been given time to correct such infractions or deficiencies and has failed to correct the same, then the Town may revoke or refuse to renew the Kennel License of that operator and may impose any other penalties provided under this By-Law.
- 4.9 When a Kennel License has been issued to a person who operates the kennel according to all applicable legislation or who, on notice corrects any infractions or deficiencies, then the Town shall not revoke or refuse to renew the Kennel License of that person without first giving that person one year written notice of the intention of the Town to revoke or refuse to renew the Kennel License.

5. SECTION 5 OWNERSHIP, KEEPING AND LICENSING OF DOGS

- 5.1 No person shall bring within the boundaries of the Town of St. Paul nor keep within the boundaries of the Town of St. Paul any dog unless:
- 5.1.1 that person is a visitor to the Town or is temporarily in the Town on business and keeps the dog in Town no more than 21 days in any six calendars months, or such further period as may be authorized by written permission of the Town,
 - 5.1.2 a dog is a puppy no more than 90 days of age, or
 - 5.1.3 a license has been issued by the Town with respect to that dog and the dog is wearing a color to which a "tag" evidencing the currency of the license is firmly attached.
- 5.2 The fees for licenses to keep dogs or operate a kennel within the Town shall be according to Schedule B attached to and forming part of this By-Law and which may be amended from time to time by resolution of Council.
- 5.3 All licenses for dogs and kennels shall be valid only for the period January 1st to December 31st in the year for which the license is issued. A person holding an expired license shall be deemed to have no license.
- 5.4 No person shall operate a kennel within the boundaries of the Town of St. Paul without first obtaining a kennel license from the Town.

- 5.5 The owner or any person keeping a dog shall obtain an annual license for Such dog:
- 5.5.1. on or before the first day of February in each year,
 - 5.5.2. on the first day on which the Town Office is open for business after the dog becomes 90 days of age,
 - 5.5.3 on the first day on which the Town Office is open for business after he becomes the owner of the dog or brings the dog within the boundaries of the Town, or
 - 5.5.4 in the case of an unlicensed impounded dog, before such dog is claimed from the pound.
- 5.6 No refund shall be issued with respect to a license for a dog as a result of the death or disposition of the dog or upon the owner leaving the Town before the expiration of the license period.
- 5.7 If a tag is lost or destroyed and the owner presents a receipt showing payment of the license fee for the current year and pays the sum of \$5.00, the Town will issued a replacement tag.
- 5.8 In no case shall license be transferable for one dog to another dog.
- 5.9 Upon application by the new owner of a dog in respect to which a license has been issued under this By-Law, the Town shall transfer the license to the new owner without payment of any further fee. Such application shall include presentation to the Town of a current tag and receipt and proof of purchase of the animal.
- 5.10 Upon application of a person requiring the services of a Guide Dog, a license shall be issued in respect of a bona fide Guide Dog without payment of any fee.
- 5.11 Where an owner claims that an animal is a puppy younger than 90 days, the onus is on such owner to provide proof of the age of the puppy and in any prosecution or proceedings for a contravention of this By-Law, unless the contrary is proven, the puppy shall be presumed to have attained the age of 90 days at the time of the offence.

6. SECTION 6 CONTROL AND CARE OF DOGS

- 6.1 No person, being the owner or a person in charge of a dog, shall permit it to be an abused dog.
- 6.2 No person, being the owner or a person in charge of a dog, shall permit it to be at large within the Town of St. Paul.
- 6.3 No person, being the owner or a person in charge of a dog shall permit it to be a public nuisance.
- 6.4 No person, being the owner or a person in charge of a dog shall permit the dog to attack, threaten, bite, chase or otherwise injure or intimidate any other person or animal.
- 6.5 If a complaint is received that a dog has attacked, threatened, bitten, chased or otherwise injured or intimidated any person, a Peace Officer shall investigate the complaint and, if the complaint appears to be justified and such action warranted, may
- 6.6.1 issue to the owner a Violation Ticket or a Notice to Appear before a judge of the Provincial Court of Alberta according to the provisions of this By-Law,
 - 6.6.2 seize and impound the dog, and may;
 - 6.6.2.1 release the dog to the owner upon being satisfied that all requirements of this By-Law have been met and that adequate precautions have been taken to prevent any reoccurrence of the offence, or

6.6.2.2 apply to a court for an order that the dog be removed from the town limits or that it be destroyed.

- 6.7 If a complaint is received that a dog is being a public nuisance, a Peace Officer shall investigate the complaint and, if the complaint appears justified, shall notify the owner of the dog of the complaint, and shall direct the owner to prevent the dog from doing those things that create a public nuisance.
- 6.8 If, after having received such notification, the owner fails to prevent his dog or Dogs from again being a public nuisance, a Peace Officer may issue to the owner a Violation Ticket or Notice to Appeal before a judge of the Provincial Court of Alberta according to the provisions of this By-Law.
- 6.9 Every person who, being in charge of a dog, permits or otherwise allows the dog to defecate on any public property or on any private property other than his own shall immediately collect and remove any defecated matter so deposited and, as soon as practicable, dispose of the fecal matter in a sanitary manner.
- 6.10 Any person in charge of a dog which defecates on public property or on private property without the permission of the property owner and who fails to immediately collect, remove and dispose of such fecal matter is guilty of an offence.
- 6.10 A blind owner of a registered Guide Dog or a blind person being assisted by a registered Guide Dog is not subject to the obligations imposed in Sections 6.8 and 6.9.
- 6.11 Every person who keeps a dog on private property within the Town of St. Paul Shall regularly remove all exposed fecal matter from the area and dispose of it in a sanitary manner and shall at all times maintain the property in a sanitary condition satisfactory to a Peace Officer.
- 6.12 Every person who is the owner or a person in charge of a dog which is suffering from any communicable disease shall take adequate precautions to ensure that the dog does not enter into any public place or come into contact with any other animal free of such disease.
- 6.13 A person who owns or harbors a dog which he knows or has reason to believe has been exposed to rabies:
- 6.13.1 shall use his best efforts to keep the dog locked or tied up
- 6.13.2 shall not permit any other animal to come in contact with it,
- 6.13.3 shall immediately report the matter to the Medical Health Officer, Veterinary Doctor, or Veterinary Inspector of the Health and Animal Branch of the local office of the Federal Department of Agriculture,
- 6.13.4 shall report the matter to the local detachment of the R.C.M.P. or a Peace Officer, and
- 6.13.5 shall continue to prevent the dog from coming into contact with any other animal until it has been declared not infected by a veterinarian licensed to practice in the Province of Alberta.

7. SECTION 7 VICIOUS DOGS

- 7.1 Any person who harbours within the Town limits a Vicious Dog or a dog which may be a Vicious Dog shall:
- 7.1.1 immediately bring to the attention of the Town that he is or may be in possession of a Vicious Dog, and
- 7.1.2 provide to the Town, proof that a policy of liability insurance is in force and provides third party liability coverage in a form satisfactory to the

- Town and in a minimum amount of \$500,000 for any injuries which may be caused by the Dog, and
- 7.1.3 ensure that the insurance policy contains a provision requiring the insurer to immediately notify the Town in writing should the policy expire or be cancelled or terminated, and
 - 7.1.4 prominently display at the front and rear entrances to his property, a sign stating "Beware of Dog", and
 - 7.1.5 at all time keep the Vicious Dog under the effective control of a person over the age of eighteen years, and
 - 7.1.6 confine the dog indoors or in a securely enclosed and locked enclosure secured so as to prevent escape of the Vicious Dog and to prevent entry of unauthorized persons, and
 - 7.1.7 whenever the Vicious Dog is off the premises of the owner, securely muzzle it and leash it so that it cannot attack any person or animal.
- 7.2 The owner of a dog, which the owner has any reason to believe may be a Vicious Dog, shall keep such dog in accordance with all provisions of this By-Law which apply to a Vicious Dog unless and until a Peace Officer has determined that the dog is not a Vicious Dog and has so advised the owner in writing.
- 7.3 If a Peace Officer has reasonable grounds to believe and does believe that a dog is a Vicious Dog, either through personal observation or after an investigation initiated by a complaint, a Peace Officer may in writing or in person:
- 7.3.1 inform the owner of the dog that the dog has been determined to be a Vicious Dog, and
 - 7.3.2 require the owner to comply with all provisions of this By-Law with respect to Vicious Dogs.
- 7.4 Every owner of a Vicious Dog shall provide to the Town proof that such liability policy as is provided for in Section 7.3 is in force before a license for the Vicious Dog shall be issued.
- 7.5 Upon cancellation, expiry or termination of the liability policy, the Restricted Dog license is null and void.
- 7.6 Any enclosure or pen referred to in Section 7.6 shall:
- 7.6.1 be of sufficient height, strength and stability to contain the Dog and
 - 7.6.2 form a confined area with no side in common with a perimeter fence, and
 - 7.6.3 have sides which are either buried 30 centimetres into the ground or imbedded in a concrete pad, and
 - 7.6.4 have a secure top attached to all sides, and
 - 7.6.5 have a gate which is self-closing and has a lock, and
 - 7.6.6 be capable of containing a dog in a secure and humane manner, and
 - 7.6.7 be approved by a Peace Officer of the Town of St. Paul

SECTION 8 TOWN ADMINISTRATION AUTHORITY AND RESPONSIBILITY

- 8.1 The Town shall establish a system for the purpose of recording and maintaining permanent records of:
- 8.1.1 the names, addresses and telephone numbers of all Owners who obtain licenses, together with the date of issue and the serial number of the dog tag issued,.
 - 8.1.2 the names, addresses and telephone numbers of all persons who are found to be owners of dogs, or operators of kennels under this By-Law and who had not obtained licenses, and the dates of such offences,
 - 8.1.3 the breed, colour, gender, and general description of all dogs for which licenses are issued, together with the license number and amount paid

and a specific statement that the dog is, or is not, a Vicious Dog, and
8.1.4 names, addresses, telephone numbers of persons committing offences under this By-Law together with particulars of the offences.

8.2 The Town shall cause to be created a series of tags made of durable material and stamped or embossed with the words "Town of St. Paul", together with a serial number, which tags shall be issued to dog owners who pay the prescribed license fees and are granted a license to keep a dog within the Town. A tag, with its unique serial number, together with a dated receipt for fees paid, shall constitute the license required under this By-Law to keep a dog.

8.3 The Town shall establish a pound for the impounding and keeping of dogs captured pursuant to this By-Law and shall develop and publish a set of policies which:

8.3.1 ensure that captured animals are properly segregated and cared for while impounded,

8.3.2 provide for reasonable attempts to contact owners of licensed, impounded owners, and

8.3.3 ensure that any animals which must be destroyed are treated humanely.

9. **SECTION 9 AUTHORITY OF DOG CONTROL OFFICER AND OF PRIVATE CITIZENS**

9.1 A Peace Officer is empowered to capture and impound any dog:

9.1.1 in respect of which he believes an offence under this By-Law is being or has been committed,

9.1.2 which is named or described or otherwise designated in a complaint by any person as creating a public nuisance,

9.1.3 which is named or described or otherwise designated in a complaint made pursuant to the Dangerous Dog Act

9.1.4 which is actually or apparently affected with rabies or any other contagious disease and the owner refuses or fails to take adequate precautions to avoid danger to other persons or animals.

9.2 Where any dog is seen to be running at large and it is apparent that no responsible person is exercising or attempting to exercise control over the animal, any person may capture, pen up or tether such dog.

9.2.1 No person shall attempt such capturing, penning or tethering unless it appears to be possible without exposing any person to probable injury, and without undue injury to the animal

9.2.2 Any person capturing, penning up or tethering a dog under this Part shall forthwith a Peace Officer of the location of the animal and shall take care that the animal has adequate water and is not injured by the penning up or tethering until arrival of a Peace Officer.

9.3 A Peace Officer may, upon the lapse of 96 hours (excluding Saturdays, Sundays and holidays) following impoundment on any licensed dog, or 72 hours (excluding Saturdays, Sundays and holidays) following impoundment of any unlicensed dog:

9.3.1 sell the dog to any person for a sum not less than \$1.00 plus the other charges for costs of maintenance as provided in Schedule C hereto, or

9.3.2 destroy the dog in a humane manner

9.4 Immediately prior to any sale or destruction of an impounded dog pursuant to Section 9.3 of this By-Law, the property interest of any owner in the impounded dog shall be deemed to have been extinguished, and full ownership to have been vested in the Town.

- 9.5 Where a Peace Officer believes that any dog is a Vicious Dog, he may make application under the Dangerous Dogs Act for an order directing that the dog be controlled or destroyed.
- 9.6 No Vicious Dog may be resold by a Peace Officer to any person who Intends to keep the Vicious Dog within the Town boundaries.
- 9.7 For the purpose of enforcement of this By-Law, but not for the purpose of investigation only, a Peace Officer is authorized to enter into any premises, including privately owned premises, at any reasonable time, provided however that in this section the word "premises" does not include that part of a building used as a dwelling house.

10. SECTION 10 RECLAIMING OF IMPOUNDED DOGS

- 10.1 Subject to Section 6.5, the owner of any licensed impounded dog may reclaim the dog from the pound, provided:
 - 10.1.1 he does so within 96 hours from the time of impoundment, excluding Saturdays, Sundays, and Holidays, or before the dog has been sold or disposed of,
 - 10.1.2 he first pays to the Town the impoundment fees and veterinary fees as set out in Schedule C, which is attached hereto and forms part of this By-Law and which may be amended from time to time by resolution of Council, and
 - 10.1.3 he shows proof of having obtained a license for the dog as required by this By-Law.
- 10.2 Subject to Section 6.5, the owner of any unlicensed impounded dog may reclaim the dog from the pound, provided:
 - 10.2.1 he does so within 72 hours from the time of impoundment, excluding Saturdays, Sundays, and Holidays, or before the dog has been sold or disposed of
 - 10.2.1 he first pays to the Town the impoundment fee and veterinary fees as set out in Schedule C, which is attached hereto and forms part of this By-Law and which may be amended from time to time by resolution of Council,
 - 10.2.2 he first pays to the Town the penalty or penalties set out in Schedule B hereto and which are applicable to the offence or offences which led to the impoundment, and
 - 10.2.3 he first obtains a license for the dog as required by this By-Law.
- 10.3 Notwithstanding the foregoing, the owner of a dog may not redeem such dog if the a Peace Officer has reasonable grounds to believe and does believe that the dog is a Vicious Dog and that the owner has failed to comply with the provisions of this By-Law respecting Vicious Dogs. Where a Peace Officer believes that any dog is a vicious dog, he may make application under the Dangerous Dogs Act for an order directing that the dog be controlled or destroyed.

11. SECTION 11 OBSTRUCTION OF A PEACE OFFICER

- 11.1 No person, whether or not he is the owner of a dog which is being, or has been pursued or captured, shall:
 - 11.1.1 interfere with or attempt to obstruct a Peace Officer who is attempting to capture, or who has captured, any dog in accordance with the provisions of this By-Law, or
 - 11.1.2 unlock or unlatch or otherwise open a vehicle or pen or enclosure in which dogs captured for impoundment have been placed so as to allow or attempt to allow any dog to escape therefrom.

12. SECTION 12 PENALTIES

- 12.1 A person who contravenes a provision of this By-Law by doing something which he is prohibited from doing, or by failing to do something which he is required to do or by doing something in a manner different from that in which he is required or permitted to do in this By-Law, is guilty of an offence and liable upon summary conviction to a fine of not more than FIFTEEN HUNDRED DOLLARS (\$1,500.00) and upon failure to pay the fine and costs, to imprisonment for a period not exceeding THIRTY (30) days unless such fine and costs of committal are sooner paid.
- 12.2 When a Peace Officer or other person authorized by the Town to carry out the provisions of this By-Law believes that a person has contravened any provisions of this By-Law, he may serve upon such person a Violation Ticket, which Ticket shall state the section or sections of the By-Law which was contravened and shall specify;
- 12.2.1 payment of a penalty according to Schedule "B" of the By-Law,
or
12.2.2 the date and time at which that person is required to appear before a judge of the Provincial Court of Alberta to answer the charge or charges.
- 12.3 Service of any such notice shall be sufficient if it is
- 12.3.1 personally served,
12.3.2 served by mail, or
12.3.3 left with some competent person who resided at the same address as the person who is alleged to have committed such offence.
- 12.4 If, within 30 days of issuance of the Violation Ticket, the person to whom the Ticket is issued pays the penalty provided in the Violation Ticket, he shall not be liable to any further penalty with respect to the offence for which the Violation Ticket was issued.
- 12.5 If the person to whom the ticket is issued does not pay the said penalty within 30 days of issuance of the ticket, then the Town may cause a new Violation Ticket to be issued and served ordering that person to appear before a judge of the Provincial Court of Alberta to answer the charge or charges.
- 12.6 The levying and payment of any fine or the imprisonment for any period provided in this By-Law shall not relieve a person from the necessity of paying any fees, charges or costs for which he is liable under the provisions of this By-Law.
- 12.7 A Provincial Judge, in addition to the penalties provided in this Section, if he considers the offence sufficiently serious, may direct or order the person that owns, keeps, maintains, or harbors a dog to prevent such from doing mischief or causing the disturbance or nuisance complained of, or to have the animal removed from the town, or to have the animal destroyed.

13. SECTION 13 Severability

It is the intention of the Council of the Town of St. Paul 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 of the Town of St. Paul that if any provisions thereof shall remain valid and enforceable.

14. **SECTION 14** **EFFECTIVE DATE**

14.1 The effective day of this By-Law shall be immediate.

15. **SECTION 15** **REPEAL OF BY-LAWS**

15.1 This By-law shall repeal Bylaw #1020 and amendments thereto upon this by-law coming into force.

16. **SECTION 16** **HISTORY**


Read a first time this 13th day of September, 2010.

Read a second time this 12th day of October, 2010.

Read a third time a finally passed this 12th day of October, 2010.



Glenn Anderson Mayor



Ron O. Boisvert CAO

SCHEDULE "A" - LICENSE FEES

1. Licenses for calendar year: January 1st to December 31st

Each male dog	20.00
Each Unspayed female dog	20.00
Each spayed female dog or	
neutered male dog	10.00
Each Guide Dog	N/C
Each Police Dog	N/C
Each Vicious Dog	50.00
Replace lost tag	5.00
Kennel License	50.00

SCHEDULE "B"- PENALTIES

When a Peace Officer or other person authorized by the Town to carry out the provisions of this By-Law believes that a person has contravened any provisions of this By-Law, he may serve upon such person a Violation ticket, which Ticket shall state the section or sections of the By-La which have been contravened, and shall specify either payment of a penalty according to this Schedule"B" of the date and time at which that person is required to appear before a judge of the Provincial Court of Alberta to answer the charge or charges.

<u>Offence</u>	<u>1st Offence</u>	<u>2nd Offence</u>	<u>3rd & Sub Offences</u>
Keeping a dog without a valid license	50.00	75.00	100.00
Operating a "kennel" without a valid license	150.00	200.00	250.00
Keeping a Vicious Dog without a valid License	500.00	750.00	1,000.00
Keeping a Vicious Dog without maintaining in force a policy of liability insurance pursuant to this By-Law	1,500.00	Will Prosecute	Will Prosecute
Failure to confine a Vicious Dog while on owner's premises	500.00	750.00	1,000.00
Failure to muzzle or otherwise secure a Vicious Dog while off owner's premises	500.00	750.00	1,000.00
Permitting a dog to be at large	50.00	75.00	100.00
Permitting a dog to bite/attack person or other animal	150.00	200.00	300.00
Permitting a Vicious Dog to be at large	500.00	750.00	1,000.00
Failure to clean fecal material from public or private property	50.00	75.00	100.00
Failure to keep owner's property clear of exposed fecal material	50.00	75.00	100.00
Permitting a dog to become a public nuisance	50.00	75.00	100.00
Failure to confine a diseased dog	50.00	75.00	100.00
Failure to report a rabid dog	50.00	75.00	100.00
Obstruction of a Dog Control Officer	50.00	75.00	100.00

SCHEDULE "C" IMPOUNDMENT FEES

Impoundment fee	50.00
Care and Subsistence fee per day or part day including day of impoundment	7.00
Veterinary fee	Amount expended