

11

**BY-LAW NO. 4-93
TOWN OF VEGREVILLE**

This By-Law being By-Law No. 4-93 of the Town of Vegreville in the Province of Alberta, for the purpose of controlling nuisance animals within the Town of Vegreville.

WHEREAS, Section 164 of the Municipal Government Act, Chapter M-26 R.S.A. 180 and amendments thereto, permits Council to control nuisance animals running at large.

NOW THEREFORE, the Council of the Town of Vegreville in the Province of Alberta, duly assembled enacts as follows:

1. **DEFINITIONS**

1.1 This By-Law may be cited as the "Nuisance Animal By-Law".

1.2 In this By-Law:

- a) "**Animal Control Officer**" means the person or persons appointed as such from time to time by the Town of Vegreville to do or act or perform duties under this By-Law.
- b) "**Animal Shelter**" means the premises designated by the Town for the purpose of impounding and caring for nuisance animals.
- c) "**At Large**" means if the nuisance animal is off the premises of the owner or harborer.
- d) "**Nuisance Animal**" means any animal that is considered offensive by a resident.
- e) "**Peace Officer**" means
 - i) a member of the Royal Canadian Mounted Police;
 - ii) a member of the Municipal Police Service;
 - iii) a Special Constable;
 - iv) a By-Law Enforcement Officer.
- f) "**Town**" means the Town of Vegreville.

2. **PENALTIES**

2.1 A Violation Ticket may be issued by any Peace Officer to any person who has contravened Section 3.2 (a)(b)(c) and Section 4.1(a) of this By-Law. The Violation Ticket shall state the alleged offence and require payment of the appropriate fine provided in "Schedule A" attached to and forming part of this By-Law.

3. **SEIZURE, IMPOUNDMENT, DISPOSITION**

3.1 A Peace Officer may seize and capture any nuisance animal found running at large and impound the nuisance animal.

- 3.2 To elevate the mistreatment of nuisance animals, humane holding devices shall be used.
- a) No person shall entice a nuisance animal except through the use of bait to enter a holding device.
 - b) No person shall use poison bait.
 - c) No person shall tease or poke any object into a holding device or in any way harm any nuisance animal caught therein.
- 3.3 Any person found contravening Section 3.2 (a)(b)(c) shall be guilty of an offence and liable to a fine as outlined in "Schedule A", or liable in the case of non-payment of fines and costs to an imprisonment term period not exceeding sixty (60) days, or to both fine and imprisonment.
- 3.4 All domesticated animals shall be kept for a period of seventy-two (72) hours.
- 3.5 During this impoundment period, any healthy nuisance animal may be redeemed by its owner or agent upon payment of all related charges.
- 3.6 At the expiration of the impoundment period, any nuisance animal not redeemed shall be humanely destroyed and disposed of.
- 3.7 The Poundkeeper or Impounding Officer shall report any apparent illness, communicable disease, injury or unhealthy condition of any impounded nuisance animal to a veterinarian and act immediately upon the veterinarian's recommendation.
- 3.8 No action shall be taken against any person acting under the authority of this By-Law for damages for the destruction or other disposal of a nuisance animal.

4. **INTERFERENCE WITH ENFORCEMENT**

- 4.1 No person whether or not he or she is the owner of nuisance animal shall:
- a) Interfere with or attempt to obstruct the Poundkeeper, Animal Control Officer or Peace Officer who is attempting to capture or has captured any nuisance animal in accordance with provisions of the By-Law.

5. **RESPONSIBILITIES OF HOLDING DEVICE USERS**

- 5.1 A complainant may call the Town Office and make a formal complaint giving their name, address, phone number and address of the occurrence. This will be documented by the By-Law Enforcement Officer.
- 5.2 A holding device with a recorded number indicated on the outside will be issued to the complainant by a By-Law Enforcement Officer and recorded on a holding device control list.
- 5.3 No holding devices shall be issued or set when weather conditions are forecasted to be colder than zero degrees Celsius (0°C).

5.4 The complainant may assist the By-Law Enforcement Officer in setting up and monitoring the holding device and once a nuisance animal has been caught, the complainant must call the By-Law Enforcement Officer who shall as soon as possible remove the nuisance animal and holding device from the property as required.

6. SETTING OF FEE SCHEDULES


Amendments may be made from time to time to "Schedule A" by resolution by Town Council.

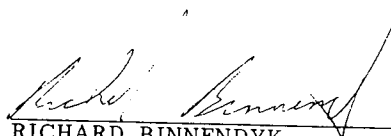
7. This By-Law becomes effective on the 26th day of April, 1993 A.D.

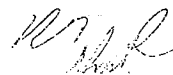
READ for a first time this 22nd day of March , 1993 A.D.

READ for a second time this 26th day of April , 1993 A.D.

READ for a third time this 26th day of April , 1993 A.D.


KAY MCKENZIE
MAYOR


RICHARD BINNENDYK
TOWN MANAGER



BY-LAW NO. 4-93
SCHEDULE "A"

	<u>Offences</u>
a) Failure to comply with Section 3.2 (a)(b)(c)	\$200.00
b) Interference with enforcement of By-Law, Section 4.1 (a)	\$100.00

