

BY-LAW #292-02

BEING A BY-LAW OF THE TOWN OF COALHURST, IN THE PROVINCE OF ALBERTA, TO RESTRICT AND REGULATE THE KEEPING OF DOMESTIC PETS OR WILD OR FARM ANIMALS OR POULTRY IN THE TOWN OF COALHURST.

WHEREAS, the Council of the Town of Coalhurst is of the opinion that the keeping of wild or farm animals or poultry within the limits of the Town of Coalhurst is likely to cause a nuisance,

THEREFORE, under the authority of and pursuant to the provisions of the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta 2000 and amendments thereto, the Municipal Council of the Town of Coalhurst duly assembled enacts as follows:

1. Definitions

“Domestic Pets” means commonly accepted household pets such as cats, dogs, rabbits, hamsters, fish, etc.

“Farm Animals” without restricting the generality of its meaning, will be deemed to include animals such as horses, cattle, sheep, goats, pigs, llamas and any other exotic breed or any other farm type animal.

“Peace Officer” means a member of the Royal Canadian Mounted Police, a municipal police officer, police constable, bailiff, constable or other person employed for the prevention of disorder and maintenance of the public peace.

“Poultry” without restricting the generality of its meaning, will be deemed to include ducks, turkeys, geese and chickens.

“Violation Ticket” means where a Peace Officer or other authorized official of the Town of Coalhurst believes that any person has committed a breach of any of the Sections of this By-Law, they may cause a violation ticket to be served upon such person upon such person pursuant to Part 2 of the Provincial Offences Procedure Act, Alberta.

2. Domestic Pets

- a. The licensing and regulating of "dogs" will come under the Coalhurst Dog By-Law.
- b. The regulating of “cats” will come under the Coalhurst Cat Control By-Law
- c. Other small domestic pets may be kept within the limits of the Town of Coalhurst provided that the same are housed in a structure that has been specifically built for that type of pet and that the pet is not allowed to roam off the property owned or rented by the owner of the pet.

3. No person may keep a wild, or farm animal or poultry within the corporate limits of the Town of Coalhurst except as hereinafter provided:
 - a. Wild or farm animals and poultry may be kept on a temporary basis in veterinary clinics, on the rodeo grounds, in auction marts, in livestock sales yards, in slaughter houses or in similar establishments provided that such animals or poultry are held temporarily for short periods of time and are held in pens or other enclosures used exclusively for purposes which are incidental to the business conducted on the premises and provided further that such business has a valid Town of Coalhurst business license or has been approved in some official manner by the Town of Coalhurst and that the pens or other enclosures have been approved by the Public Health Inspector.
4. Any person who commits a breach of any of the provisions of the By-Law will be liable to a penalty of:
 - i For the first offence to a voluntary penalty of One Hundred (\$100.00) Dollars or upon Summary Conviction to a fine of not less than Two Hundred (\$200.00) Dollars and not exceeding Twenty-five Hundred (\$2500.00) Dollars, and in default of payment to a term of imprisonment of not more than six (6) months, or to both.
 - ii For a second offence within a six (6) month period to a voluntary penalty of Two Hundred (\$200.00) Dollars or upon Summary Conviction to a fine of not less than Three Hundred (\$300.00) Dollars and not exceeding Twenty-five Hundred (\$2500.00) Dollars and in default of payment to a term of imprisonment of not more than six (6) months, or to both.
 - iii For a third and subsequent offence within a six (6) month period a summons shall be issued and upon Summary Conviction to a fine of not less than Five Hundred (\$500.00) Dollars and not exceeding Twenty-five Hundred (\$2500.00) Dollars and in default of payment to a term of imprisonment of not more than six (6) months, or to both.
5. By-Law #244-97 and Section 5 of By-Law #287-02 is hereby rescinded.
6. This By-Law shall come into force and effect upon final passing thereof.

READ A FIRST TIME THIS 8TH DAY OF OCTOBER, A.D. 2002
READ A SECOND TIME THIS 8TH DAY OF OCTOBER, A.D. 2002
READ A THIRD TIME AND FINALLY PASSED THIS 8TH DAY OF OCTOBER, A.D. 2002

MAYOR

ADMINISTRATOR