

**LAC STE. ANNE COUNTY
PROVINCE OF ALBERTA
BYLAW #10-19**

BEING A BYLAW FOR LAC STE. ANNE COUNTY FOR THE PURPOSE OF REGULATING PROHIBITED ANIMALS WITHIN THE MUNICIPALITY

WHEREAS, the *Municipal Government Act, R.S.A., 2000 c. M-26*, as amended provides that Council of a Municipality may pass Bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS, the *Municipal Government Act, R.S.A., 2000 c. M-26*, as amended, provides that the Council of a Municipality may pass Bylaws for municipal purposes respecting wild and domestic animals and activities in relation to them;

AND WHEREAS, the *Municipal Government Act, R.S.A., 2000 c. M-26*, as amended, provides that the Council of a Municipality may pass Bylaws for municipal purposes respecting the enforcement of those bylaws;

AND WHEREAS, the *Municipal Government Act, R.S.A., 2000 c. M-26*, as amended, provides that the Council of a Municipality may pass Bylaws for municipal purposes respecting the creation of offences;

NOW THEREFORE, the Council of Lac Ste. Anne County, in the Province of Alberta duly assembled, enacts as follows:

1. TITLE

This Bylaw may be cited as the "Prohibited Animals Bylaw."

2. PURPOSE

The purpose of this Bylaw is to regulate prohibited animals within Lac Ste. Anne County as listed in Schedule A of this Bylaw.

3. DEFINITIONS

- a. "Enforcement Officer" shall mean a person authorized to enforce this bylaw by the Council and includes:
 - i. a Peace Officer appointed pursuant to the Peace Officer Act, while the Peace Officer is in the exercise or discharge of the Peace Officer's power or duties;
 - ii. a Bylaw Enforcement Officer appointed by the Council under the authority of the *Municipal Government Act, R.S.A. 2000, c. M-26* as amended;
 - iii. a member of the Royal Canadian Mounted Police, while the member is in the exercise or discharge of the member's powers or duties.
- b. "County" shall mean Lac Ste. Anne County and the area contained within its boundaries as the context requires.
- c. "Person" includes but is not limited to one or more individuals, partnership, bodies corporate, unincorporated organizations, governments, government agencies, trustees, executors, administrators or other legal representatives, other than the County or its legal representatives.
- d. "Prohibited Animal" shall mean an animal that is not permitted within Lac Ste. Anne County as listed in Schedule A of this Bylaw.
- e. "Owner" shall mean any person over the age of eighteen (18) years, partnership, association, or corporation who has legal title or possession of a prohibited animal or who harbors or keeps or has the care or control of a prohibited animal.

4. OFFENCES

- a. No person shall keep, either on a temporary or permanent basis, any prohibited animals on any premises within the municipal boundaries of the County.
- b. Any person who keeps or harbors any prohibited animals within the municipal boundaries of the County is guilty of an offence.
- c. Any prohibited animals located within the municipal boundaries of the County must be euthanized or removed from the County within fourteen (14) days of receiving an order from an Enforcement Officer. The cost of the removal will be the sole responsibility of the owner.

5. PENALTIES

- a. Any person who contravenes any provision of this Bylaw is guilty of an offense and is liable to a penalty. The specified penalty payable in respect of a contravention of a provision of this Bylaw is the amount shown in Schedule "B."
- b. Where a Peace Officer, or Bylaw Officer believes that a person has contravened any provision of this Bylaw, he may serve upon such person a violation ticket in accordance with Part 2 of the Provincial Offences Procedure Act, R.S.A 2000 c. P-34.
- c. Where a person has been convicted a second time under the same section of this Bylaw within a TWENTY- FOUR (24) month period, the specified penalty payable in respect of the second contravention shall be in the amount as shown in accordance with "Second Offence" as listed on Schedule "B" of this Bylaw.

6. SEVERABILITY

Should any provision of this bylaw be invalid, then the invalid provision shall be severed, and the remainder of the Bylaw shall be maintained;

7. COMING INTO FORCE


The Bylaw shall come into force upon receipt of its third and final reading.

READ a first time this 25th day of April, 2019


READ a second time this 25th day of April, 2019

And upon unanimous consent of those Councillors present,

READ a third and final time this 25th day of April,2019



Reeve



County Manager

(SEAL)

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SCHEDULE A

PROHIBITED ANIMALS LIST

1. Wild Boar (*Sus scrofa*)

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Schedule "B"

Section	Offence	Penalty	2 nd Offence
4.a	Keep or Harbor any prohibited animals	\$1,000.00	\$2,000.00
4.c	Fail to Comply with an Order	\$2,500.00	\$5,000.00