

BYLAW # 02-2026
OF THE TOWN OF BRUDERHEIM
(herein referred to as “the Municipality”)
IN THE PROVINCE OF ALBERTA

A BYLAW OF THE TOWN OF BRUDERHEIM, IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE TO PROVIDE FOR THE REGULATION OF LICENSING AND CONTROL OF ANIMALS WITHIN THE TOWN OF BRUDERHEIM.

WHEREAS Part 2 of the Municipal Government Act, RSA 2000 c.M-26 as amended, provides that Municipality may pass a bylaw for the purpose of controlling animals and activities in relation to them;

WHEREAS, pursuant to the Municipal Government Act, RSA 2000 c. M-26 as amended, provides that a Municipality may pass a bylaw with respect to the safety, health and welfare of people and the protection of people and property;

AND WHEREAS, the Municipality of Bruderheim is of the view that it is necessary for the preservation and protection of public health, safety and welfare of the residents of Bruderheim to provide for the control and keeping of Dogs and Animals within the Municipality of Bruderheim;

NOW THEREFORE, the Municipal Council of Bruderheim, Alberta, duly assembled, hereby enacts as follows:

1. BYLAW TITLE

1.1 This Bylaw shall be cited as the “Licensing and Control of Animals Bylaw”.

2. DEFINITIONS

2.1 “Animal” means live creature both domestic and wild and includes fish, reptiles, but does not include humans;

2.2 “Animal Control Officer” means a Bylaw Enforcement Officer appointed by the Municipality, a Community Peace Officer, a member of the Royal Canadian Mounted Police, an independent contractor who is under contract with the Municipality to provide Bylaw Enforcement Services and is appointed by the Municipality to enforce this Bylaw;

2.3 “Animal Protection Act” means Animal Protection Act RSA 2000, c A-41;

2.4 “Animal Shelter” means a premises designated by the Municipality for the impoundment and care of domestic animals and includes premises supplied by an independent contractor under contract with the Municipality to provide such premises;

2.5 “At Large” means when a domestic animal that is not restrained by a leash that is securely held by a person at any place, except the owner’s property or on private property that the owner has the express permission to have their domestic animal not restrained by a leash;

- 2.6 “Attack” or “Attacked” means where a domestic animal causes or caused one or more of the following injuries:
- 2.6.1 Bleeding;
 - 2.6.2 Lacerations;
 - 2.6.3 Sprains;
 - 2.6.4 Bruising; or
 - 2.6.5 a Serious Injury.
- 2.7 “CAO” means the Chief Administrative Officer (CAO) appointed by the Council of Bruderheim, Alberta, or an employee of the Municipality as designated by the Chief Administrative Officer;
- 2.8 “Collar” means a band of material worn around the neck of a dog with permanent apparatus for attaching dog identification tags and affixing a leash;
- 2.9 “Council” means the Municipal Council of the Town of Bruderheim;
- 2.10 “Dangerous Dog” means any dog the Municipality determines on reasonable ground to be a danger to other persons or animals, either through personal observation or on the basis of facts determined after an investigation, which includes any dog determined to be a dangerous dog under any bylaw prior to this bylaw coming into effect;
- 2.11 “Dangerous Dog Act” means the Dangerous Dogs Act, RSA 2000, c D-3;
- 2.12 “Dangerous Dog Notice” means a written notice from the CAO informing an owner that the dog has been declared a dangerous dog in accordance with this Bylaw;
- 2.13 “Dog” means any member of a domesticated canine species;
- 2.14 “Dog Tag” means identification tag bearing information about the dog and dog owner;
- 2.15 “Domestic Animal” means any animal normally kept as a household pet including but not limited to dogs and other similar-sized animals, but does not include livestock or poultry;
- 2.16 “Distress” has the same meaning as in the Animal Protection Act, RSA 2000, C A-41;
- 2.17 “Fees, Rates and Charges Bylaw” means the Municipality fees, rates and charges that are passed annually by Bylaw;

- 2.18 “Harness” means an apparatus attached to the chest and or back of the dog that is of suitable size and strength to allow a person to physically restrain a dog when attached to the leash;
- 2.19 “Impoundment Fees” means fee charged for veterinarian services, food, boarding and any other charges or expenses charged as a result of an enforcement action relating to this Bylaw;
- 2.20 “Land Use Bylaw” means the Town of Bruderheim Land Use Bylaw, as amended, repealed and replaced from time to time;
- 2.21 “Leash” means a tether of suitable strength that may be humanely attached to a collar or harness for restraining an animal;
- 2.22 “License Tag” means a tag issued to the owner of a dog by the Municipality following payment of the fee set out in the Town of Bruderheim Fees and Charges Bylaw;
- 2.23 “Livestock” means horses, cattle, sheep, swine, goats, donkey, mules, poultry or other animals commonly kept on a farm or for agricultural purposes, with the exception of Urban Hens as permitted and licensed under the Urban Hen Bylaw;
- 2.24 “Municipal Government Act” means the Municipal Government Act, R.S.A 2000, c. M-26, as amended, repealed and replaced from time to time;
- 2.25 “Municipality” or “Bruderheim” means the Municipal Corporation of Bruderheim;
- 2.26 “Muzzle” means a humane fastening or covering device of adequate strength over the mouth of an animal to prevent it from biting;
- 2.27 “Over Limit Permit” means a permit granted under authority of this Bylaw that allows a person to keep at their residence more than the maximum number of dogs or cats permitted by this Bylaw;
- 2.28 “Over Limit Fee” means the fee payable to obtain an over limit permit as set forth in the Municipality Fees, Rates and Charges Bylaw;
- 2.29 “Owner” means any natural person or body corporate:
- 2.29.1 Who is the licensed owner of the domestic animal;
- 2.29.2 Who is issued a permit under this Bylaw;
- 2.29.3 Who has legal title to a domestic animal;
- 2.29.4 Who is in actual or apparent possession or control of the domestic animal, either temporarily or permanently;
- 2.29.5 Who harbors or has care for any domestic animal on any property otherwise under his or her control; or

- 2.29.6 Who claims and receives an animal from the custody of the animal shelter or an Animal Control Officer;
- 2.30 “Owner’s Property” means:
- 2.30.1 Any property the owner is the registered owner of; or
- 2.30.2 Any property the owner is an occupant of pursuant to a lease, rental or license to occupy agreement;
- 2.31 “Premises” means any dwelling, building and any parcel or lot of real property or a portion thereof, and includes but is not limited to owner’s property;
- 2.32 “Private Property” means any property within the Municipality other than Public Property;
- 2.33 “Prohibited Animal” means any of the following:
- 2.33.1 Livestock;
- 2.33.2 Bees;
- 2.33.3 Poisonous snakes;
- 2.34 “Provincial Offences Procedure Act” means the Provincial Offences Procedure Act RSA 2000 c-P24;
- 2.35 “Public Property” means property owned by or under the control and management of the Government of Canada, the Government of Alberta or the Municipality, contained within the boundaries of the Municipality;
- 2.36 “Registered Veterinarian” means the Veterinarian Profession Act RSA 2000 c.V-2;
- 2.37 “Residence” means property, home, shelter, room, place, building or structure including a portion of a multi-unit building or structure as occupied by, in the possession of, or under the control of the person who lives or resides there;
- 2.38 “Serious Injury” includes any injury to a person or domestic animal where:
- 2.38.1 Skin or flesh is lacerated, torn, ripped or otherwise broken;
- 2.38.2 A wound requires sutures, stitches or surgery;
- 2.38.3 One or more bones are broken or fractured; or
- 2.38.4 There is any other similar injury to a person or domestic animal and includes death;
- 2.39 “Service Dog” means a service dog as defined in the Service Dogs Act, SA 2007 c. S-7.5;

- 2.40 “Tag” means an identification tag of an animal that contains a license tag that has number registered to that domestic animal, operational phone number and/or current address of the owner;
- 2.41 “Violation Tag” means a tag or similar document issued by the Municipality pursuant to the Municipal Government Act;
- 2.42 “Violation Ticket” means a ticket issued under the Provincial Offences Procedure Act and by Regulations thereunder.

3. LICENSING REQUIREMENTS

- 3.1 No person shall own, keep or harbor any dog over the age of six (6) months unless the dog is licensed;
- 3.2 The owner of a dog must obtain a lifetime dog license within 15 days of obtaining possession of a dog or moving into the Municipality. The lifetime dog license fee is included in the Municipal Fees and Charges Bylaw. If a license is not purchased, penalties will apply as per Schedule “A”;
- 3.3 The owner may replace a license tag that has been lost upon payment of the license tag replacement fee as set out in the Fees and Charges Bylaw;
- 3.4 The Municipality reserves the right to deny a dog license to owners who have demonstrated repeat Animal Control Bylaw offenses.

4. OVER LIMIT LICENSING REQUIREMENTS

- 4.1 No person or owner shall keep or harbor more than (2) two dogs on any Premises unless such person is a valid holder of an over limit permit as provided by this Bylaw. This section does not apply to:
 - 4.1.1 Licensed Veterinary Clinics; or
 - 4.1.2 Persons granted a development permit in accordance with the Bruderheim Land Use Bylaw as amended;
- 4.2 Any person applying for an over limit permit shall:
 - 4.2.1 Be over the age of 18;
 - 4.2.2 Pay the non-refundable application fee as set out in the Municipal Fees and Charges Bylaw;
 - 4.2.3 Have written permission from the owner of the premises where the over limit permit pertains, where is the applicant is not the owner of the premises;
- 4.3 Applicants for an over limit permit shall provide information as may be required to the Municipality, including but not limited to:

- 4.3.1 Number of dogs at premises;
- 4.3.2 Name, description, breed, gender and age of the dogs to be at premises;
- 4.3.3 Name, street and physical address and postal address of the property where the dog(s) reside;
- 4.3.4 Any other identifiers or information that may be required by the Municipality in respect of the application;
- 4.4 The decision of the Municipality on an application for the over limit permit shall:
 - 4.4.1 Be in writing;
 - 4.4.2 Contain any conditions of approval or reason(s) for refusal; and
 - 4.4.3 Be mailed or delivered to the applicant;
- 4.5 The Municipality may revoke or cancel an over limit permit if:
 - 4.5.1 The permit was issued on incorrect information or misrepresentation by the applicant;
 - 4.5.2 The applicant fails to comply with the conditions of the over limit permit;
 - 4.5.3 The applicant fails to comply with this Bylaw;
 - 4.5.4 The applicant fails to comply with federal or provincial laws or other bylaws of the Municipality;
 - 4.5.5 Complaints and resulting investigation received by the Municipality warrants revocation; or
 - 4.5.6 The Municipality, on reasonable grounds, determines the over limit permit should be revoked or cancelled;
- 4.6 All over limit permits will be reviewed annually to ensure they are still valid for the dogs that were approved for the lifetime dog tag permit.
- 4.7 Persons issued an over limit permit in accordance with this Bylaw shall apply to renew the over limit permit and shall pay the applicable costs in the Fees and Charges Bylaw prior to the over limit permit expiring;
- 4.8 Over limit permits are not transferable from one property to another nor from one person to another;
- 4.9 Persons issued an over limit permit in accordance with this Bylaw shall notify the Municipality immediately of any changes to the over limit permit information;

- 4.10 Breaching a condition on the over limit permit is prohibited. The person named on the over limit permit is responsible for ensuring all conditions of the permit are complied with.

5. **OWNER RESPONSIBILITY**

- 5.1 An owner of a dog shall ensure the dog is wearing a visible dog tag on the collar or harness that displays a telephone number, Municipality tag number at all places, except on the owner's property;
- 5.2 An owner's domestic animal shall not be at large;
- 5.3 An owner of a domestic animal shall attach a leash to the domestic animal immediately when directed to do so by an Animal Control Officer;
- 5.4 An owner is liable for an offence if their domestic animal barks, howls, bawls, or otherwise behaves in a manner that is likely to disturb the peace, enjoyment, comfort, or convenience of another individual;
- 5.5 In determining whether barking, howling or behavior is likely to disturb the peace, enjoyment, comfort, or convenience of another individual, consideration may be given, but is not limited, to the following:
- 5.5.1 Proximity of the property where the domestic animal resides;
 - 5.5.2 Duration of the barking, howling or behaviour;
 - 5.5.3 Time of day and day of the week when the barking, howling or behaviour occurs;
 - 5.5.4 Nature and use of the surrounding area; and
 - 5.5.5 Any impact of the barking, howling or behaviour;
- 5.6 An owner of a domestic animal is liable for an offence where the domestic animal is in an area where the presence of that domestic animal is prohibited by the Municipality, regardless of whether the domestic animal is at large. All Service Dogs in the execution of their duties are exempt from this section and are permitted to enter prohibited areas;
- 5.7 An owner of a domestic animal is liable for an offence where the owner's domestic animal:
- 5.7.1 Bites, attacks, causes a serious injury, threatens, harasses, chases or otherwise injures a person;
 - 5.7.2 Bites, attacks, threatens, chases, or injures any domestic animal;
 - 5.7.3 Causes death to a domestic animal any other animal;
 - 5.7.4 Causes death to a person;

- 5.7.5 Bites or chases any vehicle; or
- 5.7.6 Otherwise damages private or public property within the Municipality;
- 5.8 If a domestic animal defecates on public or private property other than the owner's premises, the owner shall remove or cause such defecation to be removed immediately;
- 5.9 The owner of a domestic animal shall carry a bag or container capable of removing feces or defecation at any time when the domestic animal is off the owner's premises;
- 5.10 No person shall keep or have a prohibited animal on any property located within the boundaries of the Municipality. This section does not apply to:
 - 5.10.1 Animals that are participants in a parade, circus, rodeo, agricultural show or any similar function approved by the Municipality;
 - 5.10.2 Land Use Districts as noted in Schedule "B";
 - 5.10.3 Properties that were annexed or grandfathered as noted on "Schedule B";⁶

6. REPORTING INCIDENTS/CONTROLLED CONFINEMENT

- 6.1 A person who has been attacked, received serious injury or has otherwise been injured by a domestic animal or any other animal shall immediately report the incident to the Municipality;
- 6.2 The owner of a domestic animal that has been killed, attacked or suffered a serious injury from another domestic animal shall report the incident immediately to the Municipality;
- 6.3 When a domestic animal has attacked or caused a serious injury, the owner of the domestic animal causing the serious injury or death shall immediately report the incident to the Municipality;
- 6.4 An owner of a domestic animal shall surrender the domestic animal to an Animal Control Officer immediately if directed by the Animal Control Officer for observation, if the animal:
 - 6.4.1 Bit, attacked, threatened or injured a person or any domestic animal or any other animal;
 - 6.4.2 Inflicted a serious injury on any person or domestic animal or any other animal;
 - 6.4.3 Caused death to a person or any other animal;

6.5 The Animal Control Officer may:

6.5.1 Place the domestic animal under controlled confinement, which at the discretion of the Animal Control Officer may be the owner's property, a registered veterinarian or an animal shelter or any combination thereof for a period of time as directed by the Animal Control Officer;

6.5.2 In the case of a dog, designate the dog to be a dangerous dog in accordance with section 7 of this Bylaw.

7. DANGEROUS DOGS

7.1 An Animal Control Officer may designate a dog to be a dangerous dog, where:

7.1.1 An Animal Control Officer determines that the dog may pose a risk to the health or safety of person or animals within the Municipality;

7.1.2 The dog attacked another domestic animal or person;

7.1.3 The dog exhibited behaviour as outlines in section 6.7 of this Bylaw;

7.1.4 The dog has been made the subject of an order under the Dangerous Dogs Act;

7.2 Where a dog is designated to be a dangerous dog, an Animal Control Officer may require an owner to apply for a dangerous dog license, which may include one or more of the following conditions:

7.2.1 Requiring the dangerous dog to be muzzled when off the owner's premises;

7.2.2 Requiring the dangerous dog to be on a leash and held by a person eighteen (18) year of age or older when of the property;

7.2.3 Requiring the owner of the dangerous dog to obtain, maintain and produce liability insurance specifically covering any damages for person injury and property caused by dangerous dog in the amount not less than two million dollars (\$2,000,000) per occurrence;

7.2.4 Requiring that an owner to securely house the dangerous dog on the owner's property in a secure and locked area that prevents the dangerous dog from getting out or from having unauthorized people from getting in, which may include but is not limited to a dog run. The owner will be provided with a time limit for securing the dog;

7.2.5 Requiring the dog owner to ensure that the dog does not damage property, chase, attack or bite a person or another animal;

7.2.6 Any other conditions deemed appropriate by an Animal Control Officer;

- 7.3 The Municipality shall notify the owner in written notice that a dog has been declared dangerous and shall inform the owner of the conditions set out in this bylaw. The written notice will be provided:
- 7.3.1 Personally to the owner; or
 - 7.3.2 By registered mail to the owner's mailing address, with effective service upon the date of the signature by the owners; or
 - 7.3.3 Posting to the door of a building or in any other conspicuous place on the owner's property, with service affected on the day of posting;
- 7.4 The owner of the dangerous dog shall obey and abide by all the conditions imposed pursuant to this Bylaw;
- 7.5 An owner of a dog that has been declared dangerous by the Province of Alberta, another province or any other municipality in any other jurisdiction must report the dangerous dog declaration to the municipality;
- 7.6 Where a dog has been declared dangerous by the province of Alberta, the owner shall provide a copy of the declaration to the Municipality and comply with the conditions as required. The provincial conditions take precedence to conditions set out in the bylaw;
- 7.7 Any owner of a dog that has been declared dangerous by the Province of Alberta, another province or any other municipality, may also have their dog declared a dangerous dog at the discretion of the CAO, based on that prior declaration;
- 7.8 The owner of a dangerous dog shall notify the Municipality immediately if the dog is at large;
- 7.9 The owner of a dangerous dog shall:
- 7.9.1 Notify the Municipality if the dog becomes deceased, is sold, gifted, or transferred to another person; and
 - 7.9.2 Remains liable under this Bylaw for the actions of the dangerous dog until the Municipality has been notified;
- 7.10 Any owner who receives a notice under section 8.3 may, within fourteen (14) days of receiving the written notice of the designation, request in writing that the designation be reviewed by the CAO. The CAO is not obligated to conduct an oral hearing of the review and may conduct the review based on written material provided by the Animal Control Officer who made the determination;
- 7.11 The CAO upon review conducted pursuant to section 8.10 of this Bylaw may:
- 7.11.1 Uphold the designation of the dog as a dangerous dog;
 - 7.11.2 Reverse the decision of the Animal Control Office and deem that the dog is not a dangerous dog; or

- 7.11.3 Uphold the dangerous dog designation and vary the conditions of harboring the dangerous dog within the Municipality;
- 7.12 The decision of the CAO shall be provided to the owner in writing within thirty (3) days of the CAO conducting the review and may be served personally or by registered mail on the owner. If the decision is sent by registered mail, but unclaimed, the decision may be sent to the owner's regular mail and shall be deemed received seven (7) days after the mailing date;
- 7.13 In addition to the remedies set forth elsewhere in this Bylaw, if the Animal Control officer determines that the dangerous dog is not kept in accordance with this Bylaw, the Officer may:
 - 7.13.1 Issue an order pursuant to section 545 of the Municipal Government Act directed that the dangerous dog be kept in accordance with the Bylaw or removed from the physical boundaries of the Municipality; and
 - 7.13.2 In addition to or as an alternative to the issuance of the Section 545 order, bring an application pursuant to the Dangerous Dog Act for an order directing that the dangerous dog be kept in accordance with this Bylaw, destroyed or be subjected to such other Order as the Court may direct.

8. ANIMAL PROTECTION AND DISEASE CONTROL

- 8.1 No person shall cause a domestic animal or other animal to be or to continue to be:
 - 8.1.1 Deprived of adequate food, water, care or shelter;
 - 8.1.2 Injured, sick, in pain or suffering;
 - 8.1.3 Abused or subjected to undue hardship, privation or neglect; or
 - 8.1.4 Subjected to inclement weather without any option of reprieve or respite;
- 8.2 No person shall tease, torment, annoy, abuse, harass or injure any domestic animal or other animal;
- 8.3 No person shall abandon a domestic animal, or other animal at an animal shelter, regardless of whether it was originally impounded;
- 8.4 No person shall untie, loosen or otherwise free a domestic animal or other animal which has been tied or otherwise restrained;
- 8.5 No person shall open a gate, door or other opening in a fence or enclosure in which an animal has been confined and thereby cause an animal to be at large;
- 8.6 No person shall entice an animal to be at large;

- 8.7 An owner shall not allow fecal matter to accumulate on any property where a domestic animal or other animal is kept or confined, in a manner or quantity that may post a health risk to any person or animal;
- 8.8 An owner of a domestic animal or other animal shall ensure that any tether, leash, or device attached to the animal is of sufficient length such that the animal can engage in normal activity necessary to maintain its health and well-being;
- 8.9 An owner of a domestic animal or other animal, who suspects, knows or ought to know, that the animal has rabies or any other communicable disease which may be transmitted to humans or other animals, shall:
- 8.9.1 Immediately report the matter to the Municipality and a veterinarian;
- 8.9.2 Confine and isolate the animal in such a manner to prevent further spread of the disease and in a matter prescribed by law;
- 8.9.3 Follow the direction of a veterinarian or any government officials who have authority to issue any related orders or directions;
- 8.10 In the event of an outbreak or threatened outbreak of rabies, or any other animal disease that may be transmitted to humans or other animals, an Animal Control Officer may issue a direction requiring the owner of a domestic animal or other animal to place the animal in controlled confinement or otherwise ensure it is effectively contained and not at large. Failure to comply with such direction constitutes an offence, and the owner may be held liable;
- 8.11 Except as herein provided, no person shall kill, or cause to be killed, any domestic animal or other animal, which has bitten a human, any rabid animal, any animal suspected of having been exposed to rabies or remove such an animal from the Municipality without prior permission from the Municipality;
- 8.12 Any person who takes control of any domestic animal, or other animal that was at large shall immediately notify the Municipality, provide any requested information, and, upon demand, surrender the animal to an Animal Control Officer.

9. ANIMAL CONTROL OFFICER POWERS/PROVISIONS/OPERATIONS

- 9.1 An Animal Control Office is authorized to seize and impound in the animal shelter any domestic animals or any other animal which is at large or contravenes any section of the Bylaw;
- 9.2 An Animal Control Officer is authorized to take such reasonable measures as are necessary to subdue any domestic animal, or any other animal which is at large, including the use of tranquillizer equipment and materials. If any such animal is injured upon being subdued, it shall be taken to a registered veterinarian for treatment at the cost of the owner and then to an animal shelter;
- 9.3 Where the domestic animal or other animal is seized or impounded under this Bylaw, the domestic animal may be destroyed upon the recommendation of a

license veterinarian, at the cost of the owner, were, in the opinion of the licensed veterinarian, the domestic animal or other animal should be euthanized for humane reasons, such as injury or illness;

- 9.4 An Animal Control Officer has authority and is empowered to enter onto private property to perform any duties required of them under this Bylaw;
- 9.5 Subject to the entry notice provisions of the Municipal Government Act, RSA 2000 c. M-26, an Animal Control Officer, bearing proper identification, may enter premises to conduct an inspection to determine if this Bylaw or an order issued pursuant to this Bylaw is being complied with;
- 9.6 No action shall be taken against the Municipality or any other person acting under the authority of this Bylaw for damages for the destruction or other disposal of any domestic animal or other animal;
- 9.7 No person shall interfere with, hinder or impede an Animal Control Officer in the performance of their duties authorized by this Bylaw;
- 9.8 No person shall remove any domestic animal or other animal from the possession of an Animal Control Officer.

10. OFFENCES AND PENALTIES

- 10.1 Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable upon summary conviction to a fine, not exceeding \$10,000.00 and in default of payment of any fine imposed;
- 10.2 Specified penalties established pursuant to the Bylaw shall be set out in Schedule "A" of this Bylaw, and in no event shall a lesser penalty be imposed upon conviction;
- 10.3 Any person who contravenes any provision of this bylaw for which a penalty is not set out in Schedule "A" of this Bylaw, is liable to minimum penalty of two hundred dollars (\$200);
- 10.4 The levying and payment of any fine in this Bylaw shall not relieve a person from the necessity of paying any fees, charges or costs from which said person is liable in accordance with this Bylaw;
- 10.5 Where a contravention of the Bylaw is of a continuing nature, further violations tags or tickets for the same offence may be issued, provided however, that no more than one (1) violation tag what be issued for each day the contravention continues.

11. VIOLATION TAGS AND TICKETS

- 11.1 An Animal Control Officer is hereby authorized to issue a voluntary payment tag in a form prescribed by the Municipality, where the Animal Control Officer has reasonable and probable grounds that such person has contravened any section of this Bylaw;

- 11.2 A voluntary payment tag may be issued to a person either:
- 11.2.1 Personally; or
 - 11.2.2 By mailing a copy to such Person at their last known address;
- 11.3 The person to whom a voluntary violation tag is issued may, in lieu of being prosecuted for the offence, pay to the Municipality or the agency carrying out Animal Control Officer duties on behalf of the Municipality, the penalty specified on the voluntary violation tag;
- 11.4 If the penalty specified on a voluntary violation tag has not been paid within the prescribed time, then an Animal Control Officer is authorized to issue a provincial violation ticket in the form and manner as prescribed by the Provincial Offences Procedure Act, Chapter P-34, RSA 2000, and all amendments thereto;
- 11.5 Notwithstanding section 11.1 to 11.3, where an Animal Control Officer believes that any person has contravened any section of this Bylaw, they may serve upon such person a violation ticket in the form and manner as prescribed by the provisions of the Provincial Offences Procedure Act, RSA 2000, Chapter P-34, and all amendments thereto.

12. APPEAL

- 12.1 A person may appeal a decision made by a Municipality under section 12. The appeal:
- 12.1.1 Must be in writing and accompanied with the applicable fees as set by Council;
 - 12.1.2 Must be filed at the Municipality within 14 days of receiving a notice of such decision, where notice is sent by regular mail service and the document is properly addressed, it shall be presumed to be effectively served seven (7) days from the date of mailing if the document is mailed within Alberta;
- 12.2 The CAO or designate shall coordinate a hearing to allow the owner to give evidence and justification for overturning the decision;
- 12.3 The CAO or designate will review and hear both the evidence and the information provided by the owner as well as evidence and information provided by the Animal Control Officer including any witnesses that may have any relevant evidence or information about the domestic animal or other animal's behavior;
- 12.4 At the end of the hearing the CAO or designate can remove, uphold or alter the original decision. The decision of the CAO or designate is final and the owner shall be notified of the decision in writing;
- 12.5 Where the owner of a dog that has been determined to be a dangerous dog produces new information to the Municipality that may alter a determination

made under this Bylaw, the CAO or designate may cause the matter to be reviewed and make a determination regarding the declaration of the dangerous dog and any conditions imposed.

13. SEVERABILITY

13.1 If any section or parts of this Bylaw are found in any court of law to be illegal or beyond the power of Council to enact, such Sections or parts shall be deemed to be severable, and all other Sections or parts of this Bylaw shall be deemed to be separate and independent there from and to be enacted as such.

14. Effective Date

14.1 This bylaw shall come into force and effect when it receives third and final reading and is duly signed.

Bylaw 14-2013, the Dog Bylaw and Bylaw 13-2013, Town of Bruderheim Animal Control Bylaw are repealed.

READ a first time this 4th day of March 2026.

READ a second time this 4th day of March 2026.

READ a third and final time and passed this 4th day of March 2026.

Original Signed

Mayor

Original signed

Interim Chief Administrative Officer

SCHEDULE "A" PENALTIES

Section	Offence	Penalty 1 st Offense	Penalty 2 nd Offence and subsequent offence
3.2	Owens, possess or house domestic animal without a permit	\$250	\$500
3.4	Own, possess or house an animal without a permit	\$250	\$500
3.6	Fail to comply with conditions of a permit	\$250	\$500
4.1	Keep or harbor more than 2 dogs without an Over Limit Permit	\$250	\$500
4.1	Keep or harbor more than 2 cats without an Over Limit Permit	\$250	\$500
4.7	Fail to renew animal license permit	\$200	\$400
4.9	Fail to notify the Municipality of change in permit information	\$100	\$200
4.10	Fail to comply with conditions of a permit	\$250	\$500
5.1	Dog not wearing identification tag when required	\$100	\$200
5.2	Domesticated animal at large	\$200	\$400
5.3	Fail to use leash when directed	\$200	\$400
5.5	Excessive noise	\$200	\$400
5.10	Dog in a prohibited area	\$200	\$400
5.7	Domestic animal attack/threaten/injure a person	\$500	\$1000
5.7	Domestic animal cause death to an animal	\$1000	\$2500
5.7	Domestic animal cause death to a person	\$1000	\$2500
5.8	Fail to immediately remove defecation	\$250	\$500
5.9	Fail to carry/produce means of picking up defecation	\$250	\$400
6.1	Person who received serious wound fail to report	\$200	\$400
6.2	Owner of animal receiving serious wound fail to report serious wound	\$200	\$400
6.3	Owner of animal who caused serious wound or death fail to report	\$200	\$400
6.4	Fail to surrender animal for observation period as required	\$500	\$1000
7.5	Fail to notify the Municipality of a Dangerous Dog Declaration	\$500	\$1000
7.8	Fail to notify the Municipality of a Dangerous Dog running At Large	\$500	\$1000
7.6	Fail to notify the Municipality of required information for dangerous dog	\$250	\$500
7.4	Fail to comply with conditions of Dangerous Dog Declaration	\$1000	\$2500
8.1.1	Fail to provide adequate food/water/care/shelter	\$250	\$500
8.12	Fail to provide for an animal that is inured/in pain/or suffering	\$250	\$500
8.1	Abuse animal or cause an animal undue hardship/privation/neglect	\$250	\$500
8.2	Tease/torment/annoy/abuse/harass/injure and animal	\$250	\$500
8.3	Abandon an animal	\$500	\$1000

8.4	Untie/loosen/free an animal	\$200	\$400
8.5	Open a gate/door/fence/structure where an animal is being confined	\$200	\$400
8.6	Entice an animal to run at large	\$200	\$400
8.7	Accumulation of fecal matter	\$250	\$500
8.8	Improper securing device	\$200	\$400
8.9	Fail to report communicable diseased animal	\$500	\$1000
8.92	Fail to confine communicable disease animal	\$500	\$1000
8.10	Fail to confine an animal as directed during an outbreak	\$240	\$500
8.11	Remove/kill animal suspected of having rabies	\$250	\$500
8.12	Fail to notify/surrender captured animal to Municipality	\$100	\$250
9.7	Interfere with Animal Control Officer	\$500	\$1000
9.8	Remove animal from possession of Animal Control Officer	\$500	\$1000

SCHEDULE "B"

1. No person shall keep or harbor any livestock on any parcel of land this is classified as one of the Land Use District within the Land Use Bylaw:

R1 – LOW DENSITY RESIDENTIAL DISTRICT

R2 – MEDIUM DENSITY RESIDENTIAL DISTRICT

R3 – HIGH DENSITY RESIDENTIAL DISTRICT

MHS – MANUFACTURED HOME SUBDIVISION DISTRICT

MHP – MANUFACTURED HOME PARK DISTRICT

C1 – DOWNTOWN COMMERCIAL DISTRICT

C2 – GENERAL COMMERCIAL DISTRICT

BST – BUSINESS SERVICE TRANSITION DISTRICT

M1- INDUSTRIAL

P – PARKS AND RECREATION DISTRICT

IPS – INSTITUTIONAL AND PUBLIC SERVICE DISTRICT

U – UTILITIES DISTRICT

2. Unless the holder of a valid and subsisting Over-Limit Permit issued under this Bylaw, no person shall keep or harbor livestock of more than one animal unit per .4 hectares (1 acre) on a parcel of land that is classified Agriculture, Direct Control or Urban Reserve.