



BYLAW No. 25-991 of the Municipal District of Greenview No. 16

A Bylaw of the Municipal District of Greenview No. 16, in the Province of Alberta, for the licensing, regulation and control of domestic animals and the deterrent of wild animals in Hamlet Service Areas.

Whereas, pursuant to section 7(a) of the *Municipal Government Act*, Chapter M-26, R.S.A. 2000, and amendments thereto, the Council of a municipality may pass bylaws for the safety, health and welfare of people and the protection of people and property;

Whereas, pursuant to section 7(h) of the *Municipal Government Act*, Chapter M-26, R.S.A. 2000, and amendments thereto, the Council of a municipality may pass bylaws related to wild and domestic animals and activities in relation to them, including the restraining and destruction of dogs, and the conditions governing the payment of costs and expenses for impoundment;

Whereas, pursuant to section 7(i) of the *Municipal Government Act*, Chapter M-26, R.S.A. 2000, and amendments thereto, the Council of a municipality may by bylaw provide for the enforcement of bylaws made under the *Municipal Government Act* of any other enactment including any or all of the matters listed therein;

Whereas, the Municipal District of Greenview No. 16 deems it desirable and in the best interest of the public to regulate the ownership of animals.

Therefore, the Council of the Municipal District of Greenview No. 16, duly assembled, hereby enacts as follows:

1. TITLE

1.1. This bylaw may be cited as the “Animal Control Bylaw.”

2. DEFINITIONS

2.1. **Animal** means any domestic or small household animal, and shall not include domestic or wild birds, wildlife or livestock, with the exception of backyard hens.

2.2. **Attack** means to chase or bite any Person, Animal, or Livestock with or without causing physical injury, or causing damage to property.

2.3. **Backyard Hens** means domestic hens, kept for egg laying purposes, in accordance with the requirements set out in Greenview’s Land Use Bylaw.

2.4. **Cat** means a male or female domesticated feline species.

- 2.5. **Controlled Confinement** means an order issued by a Peace Officer to confine or seize a Dog in either a pound facility or at any other location as specified in the order and confined in a pen, cage, or building in a manner that will not allow the Dog to bite or harm any Person, Animal, or Livestock.
- 2.6. **Dangerous Dog** means a Dog that a Peace Officer has declared dangerous pursuant to Section 8.8 of this Bylaw.
- 2.7. **Day** means a continuous period of twenty-four (24) hours.
- 2.8. **Dog** means a male or female domesticated canine species.
- 2.9. **Greenview** means the Municipal District of Greenview No. 16.
- 2.10. **Guide Dog** means a Guide Dog as defined in the *Blind Persons' Rights Act*, R.S.A. 2000, c B-3.
- 2.11. **Hamlet Service Area** means a Hamlet legally established within Greenview, and includes DeBolt, Grande Cache, Grovedale, Landry Heights, Little Smoky, and Ridgevalley.
- 2.12. **Identification** means any document or documents, or verbal communication, verifying the name, date of birth, and current address of a Person or Owner.
- 2.13. **Impound** means an Animal that has been apprehended, caught, trapped, or otherwise has come into the care and custody of a Peace Officer pursuant to an investigation or apparent breach of this Bylaw or other provincial or federal legislation.
- 2.14. **Kennel** means any building, structure, compound, group of pens or cages, or property in which, or where, four or more Dogs are kept for any purpose and which is licensed to operate as a business.
- 2.15. **Livestock** means those animals which are associated with agriculture or ranching, including but not limited to horses, alpacas, bison, cattle, chickens, donkeys, ducks, geese, goats, horses, llamas, mules, ponies, sheep, swine, and turkeys. Backyard hens, as permitted within the Land Use Bylaw, are not considered Livestock.
- 2.16. **Muzzle** means a device of sufficient strength which, when placed over a Dog's mouth, is capable of preventing it from biting.
- 2.17. **Owner** means a Person who:
- A) Has possession, custody, control, or care of an Animal, either permanently or temporarily; or
 - B) Harbours an Animal or allows an Animal to remain on their premises.

- 2.18. **Peace Officer** has the same meaning as in the *Provincial Offences Procedure Act*, RSA 2000, c P-34.
- 2.19. **Person** means any individual, firm partnership, association, corporation, trustee, executor, administrator, or other legal representative.
- 2.20. **Pound** means the designated location determined through an agreement between Greenview and the service provider for the confinement of impounded, captured or stray Animals.
- 2.21. **Run at Large** means an Animal that is not:
- A) Under the direct, continuous, and effective control of a competent Person; or
 - B) Securely confined within an enclosure or securely fastened so that it is unable to roam at will.
- 2.22. **Schedule of Fees** means that bylaw which establishes rates payable to Greenview for the provision of goods or services.
- 2.23. **Service Dog** means a service dog as defined in the *Service Dogs Act*, R.S.A. 2007, c S-7.5.
- 2.24. **Wildlife** means undomesticated animals living in the wild, including those hunted for food, sport or profit, but does not include Animals or Livestock.
- 2.25. **Working Dogs** means a dog that is specifically trained to perform tasks that assist in the daily operation of an agricultural use. These dogs are not kept primarily as pets but as valuable workers that help manage livestock, protect property, and perform other essential duties. Working Dogs are not part of a kennel use and are exempt from requiring a permit when associated with an agricultural use operation.

3. KEEPING OF DOGS – HAMLET OF GRANDE CACHE

- 3.1. All Dogs, six (6) months and older, residing within the Hamlet of Grande Cache are required to be licensed.
- 3.2. A license must be purchased from Greenview annually pursuant to all the fees as set out in the Schedule of Fees.
- 3.3. The license year shall commence on the first (1) day of January every year and shall terminate on the thirty-first (31) day of December of that year.
- 3.4. An Owner of a Dog shall ensure that the license is secured to the Dog by means of a collar or harness when the Dog is off the premises of the Owner.
- 3.5. The fees associated with obtaining a Dog license tag shall be outlined in the Schedule of Fees.

3.6. Notwithstanding section 3.1, an Owner of a Guide Dog or Service Dog, as well as, an Owner over the age of 65 or residing in a Lodge or Assisted Living Facility, is not required to pay a fee for a license under this bylaw. However, they are required to apply for a license for registration purposes.

4. OWNER RESPONSIBILITIES

4.1. An Owner shall ensure their Animal does not behave in a manner which disturbs the peace.

4.2. An Owner shall immediately remove any defecation left by an Animal on public or private property not belonging to them.

4.3. An Owner shall ensure that the defecation left by an Animal on the property of the Owner does not accumulate to such an extent that it is reasonably likely to annoy any Person by sight or smell.

4.4. No Owner shall permit an Animal to trespass on private property, regardless of whether it is leashed or restrained.

4.5. An Owner shall not permit an Animal to be on any school property, athletic field, playground, or cemetery, without a leash.

4.6. An Owner of an Animal shall ensure that it does not upset any waste receptacle or scatter refuse or garbage on public or private property.

4.7. An Owner of any Animal found in violation of any provisions of this Bylaw shall, upon demand, produce or provide Identification to a Peace Officer.

4.8. An Owner shall ensure that their Animal does not bite, chase, or Attack any Person, whether on public or private property or in a private dwelling.

4.9. No Owner shall permit their Animal to Run at Large.

4.10. Unless a kennel permit is issued, in accordance with the Land Use Bylaw, to a person for a residence, that person may not keep, possess, or harbour more than the following number of dogs to reside or remain at a residence:

A) Not more than three (3) dogs, per household, within a Hamlet Service Area;

B) Not more than six (6) dogs, per household, outside of a Hamlet Service Area.

i. This limit is not applied to Working Dogs.

4.11. No household located within a Hamlet Service Area may keep, possess or harbour more than four (4) cats at any one time.

5. DANGEROUS DOG

- 5.1. The Owner of a Dangerous Dog shall take all necessary steps to ensure that the Dangerous Dog does not bite, chase or Attack any Person, whether on public or private property or in a dwelling.
- 5.2. The Owner of a Dangerous Dog shall take all necessary steps to ensure that the Dangerous Dog does not bite, chase or attack any Animal or Livestock, whether on public or private property or in a dwelling.
- 5.3. When a Dangerous Dog is in the dwelling of its Owner, it shall be restrained or kept confined in such a manner as to prevent the escape of the Dangerous Dog and to secure the public from harm.
- 5.4. When off of the Owner's premises, a Dangerous Dog must be securely Muzzled, leashed, and under the control of a competent Person capable of controlling the Dangerous Dog at all times.
- 5.5. The Owner of a Dangerous Dog shall notify a Peace Officer immediately if the Dangerous Dog is Running at Large.
- 5.6. A Dangerous Dog order continues to apply even if ownership of the Dangerous Dog changes.
- 5.7. The Owner of a Dangerous Dog must comply with and follow a Dangerous Dog order provided by a Peace Officer.
- 5.8. Pursuant to the *Dangerous Dogs Act*, R.S.A. 2000, c. D-3, a Peace Officer may request a destruction order for a Dangerous Dog from a court of competent jurisdiction

6. PUBLIC RESPONSIBILITIES

6.1. No Person shall obstruct or otherwise:

- A) Interfere with or attempt to obstruct a Peace Officer who is attempting to capture or has captured an Animal which is subject to being Impounded or seized pursuant to the provisions of this Bylaw;
- B) Entice an Animal to enter a house or other place where it may be safe from capture or otherwise assist the Animal in escaping capture;
- C) Unlock, unlatch, or otherwise open a Peace Officer's vehicle to allow or attempt to allow an Animal to escape;
- D) Tamper with, unlock, unlatch, or otherwise open a kennel, humane live trap, or any other Animal control equipment; or
- E) Fail, without lawful excuse, to follow any direction given by a Peace Officer under this Bylaw.

6.2. No Person shall:

- A) Untie, loosen, or otherwise free an Animal which has been restrained; or
- B) Open a gate, door, or other opening in an enclosure where an Animal has been confined, thereby allowing an Animal to Run at Large.

6.3. No Person shall tease, torment, annoy, or provoke an Animal.

6.4. Any Person who humanely traps an Animal shall:

- A) Take all reasonable precautions to keep said Animal safe from harm; and
- B) Notify or surrender said Animal to a Peace Officer; or
- C) Where applicable, transport said Animal to its Owner or a Pound for surrender.

7. IMPOUND

7.1. An Animal that is Impounded or otherwise turned into the Pound shall be subject to a mandatory reclaim fee plus an additional daily boarding cost as specified by the Pound.

7.2. At the end of the impound period, the Animal shall become the property of the Pound unless the Owner:

- A) Completes the required reclaim forms;
- B) Pays the required reclaim fees;
- C) Pays the required daily boarding cost fees; and
- D) Satisfies any other requirement established by the Pound.

7.3. If all requirements have not been met under this Bylaw or any provincial animal control legislation, the Peace Officer may withhold the release of the Animal for as long as deemed necessary.

7.4. An Animal that is under a Controlled Confinement order pursuant to this Bylaw may be released back to its Owner upon conclusion of the Peace Officer's investigation, provided all the requirements of this Bylaw have been met.

7.5. Reclaim and boarding fees may not be charged for an Animal under a Controlled Confinement order.

7.6. If the Owner fails to reclaim an Animal that is under a Controlled Confinement order on the expiry of 10 days, or sooner under the direction of a Peace Officer, the Animal will revert to Impound status.

8. AUTHORITY OF THE PEACE OFFICER

8.1. A Peace Officer may capture, trap or Impound any Animal found Running at Large.

8.2. A Peace Officer may enter onto any land in pursuit of an Animal Running at Large.

8.3. A Peace Officer, in any case where the Owner of an Animal can be identified, may return the Animal to the Owner where practicable instead of taking the Animal to the Pound.

8.4. A Peace Officer may use any humane method to capture an Animal.

- 8.5. A Peace Officer may seize any Animal that, in the opinion of the Peace Officer, poses a threat to the public. When an Animal is seized, the Peace Officer may issue a Controlled Confinement order to the Owner of the Animal, and may establish conditions for said Controlled Confinement order.
- 8.6. If an Animal is injured, a Peace Officer may, without liability to the Peace Officer or recourse from the Owner, and in the sole and absolute discretion of the Peace Officer, take the Impounded Animal to a veterinarian for treatment and then to the Pound, the costs all of which will be borne by the Owner.
- 8.7. When a Peace Officer is determining whether barking, whining, or similar noises are likely to disturb the peace or quality of life of others, the Peace Office shall consider, but is not limited to considering, the:
- A) Proximity of the property where the Dog resides to other properties;
 - B) Duration of the barking;
 - C) Day of the week and time of day; and
 - D) Nature and use of the surrounding area.
- 8.8. A Peace Officer may declare a Dog to be a Dangerous Dog if that Dog:
- A) Has killed a Person;
 - B) Has killed an Animal without provocation;
 - C) Has a known propensity, tendency, or disposition to Attack without provocation, to cause injury, or otherwise threaten the safety of Persons, Animals, or Livestock; or
 - D) Has been trained or used for fighting.
- 8.9. A Peace Officer may require the Owner to keep a Dangerous Dog in accordance with a written Dangerous Dog order.
- 8.10. A Peace Officer may give a written or verbal order regarding any Animal, Livestock, or any other provision of this Bylaw.
- 8.11. A Peace Officer may exercise any power conferred by the *Animal Protection Act*, R.S.A. 2000, c. A-41 to Peace Officers.
- 8.12. A Peace Officer is authorized and empowered to immediately issue a violation ticket pursuant to the *Provincial Offences Procedure Act* to any Person that the Peace Officer has reasonable grounds to believe has contravened any provision of this Bylaw.
- 8.13. If a violation ticket is issued in respect of an offence, the violation ticket may:
- A) Specify the fine amount established by this Bylaw for the offence; or
 - B) Require a Person to appear in court.

9. FINES, PENALTIES, AND ORDERS

9.1. Any Person who contravenes a provision of this Bylaw is guilty of an offence and may be issued a violation ticket as outlined in "Schedule A."

9.2. A court of competent jurisdiction, in addition to the penalties provided in this Bylaw, may direct or order the Owner of an Animal to prevent said Animal from engaging in mischief, causing a disturbance or a nuisance, have the Animal removed from Greenvue, or have the Animal be destroyed.

9.3. Provided no offence has reoccurred against an individual Animal within the previous twelve (12) months, an offence shall be considered to be a first offence unless it is in the public interest pursuant to Section 27(3) of the *Provincial Offences Procedure Act*.

9.4. In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each Day, or part of a Day, on which it continues and a Person guilty of such an offence is liable to a fine in an amount not less than that established by this Bylaw.

9.5. A Peace Officer may issue prescribed forms for Controlled Confinement orders, and Dangerous Dog orders.

10. EXEMPTIONS

10.1. This Bylaw does not apply to a Service Dog or Guide Dog while in active service.

11. SEVERABILITY

11.1. If any portion of this Bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed, and the remainder of the Bylaw is deemed valid.

12. REPEAL

12.1. Upon third reading and signing of this Bylaw, the following bylaws, their schedules and any amendments thereto are hereby repealed:

A) Bylaw 18-799 "Animal Control Bylaw" is hereby repealed.

B) Bylaw 94-014 "Keeping of Animals in Hamlet of DeBolt" is hereby repealed.

C) Bylaw 801 "Animal Control Bylaw" is hereby repealed.

13. COMING INTO FORCE

13.1. This Bylaw shall come into force and effect upon the day of final passing and signing.

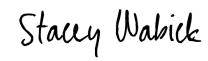
Read a first time this 22 day of April, 2025.

Read a second time this 27 day of May, 2025.

Read a third time this 27 day of May, 2025.



REEVE



CHIEF ADMINISTRATIVE OFFICER

Bylaw 25-991 - Schedule A

Section	Description of Offence	First Offence	Second Offence	Third and Subsequent Offences
3.1	Failure to license a Dog in Grande Cache	\$50.00	\$150.00	\$250.00
4.1	Animal disturbing the peace	\$100.00	\$250.00	\$500.00
4.2	Failure of an Owner to remove defecation on public property	\$100.00	\$250.00	\$500.00
4.3	Permitting the unreasonable accumulation of defecation on private property	\$100.00	\$250.00	\$500.00
4.4	Failure to restrain an Animal from trespassing on private property	\$100.00	\$250.00	\$500.00
4.5	Failure to restrain Animal from on school grounds, playgrounds, or green spaces	\$100.00	\$250.00	\$500.00
4.6	Failure to restrain Animal from scattering refuse	\$50.00	\$150.00	\$250.00
4.7	Failure to produce Identification on demand of a Peace Officer	\$100.00	\$250.00	\$500.00
4.8	Failure to confine an Animal in heat	\$50.00	\$100.00	\$250.00
4.9	Failure to secure an Animal from Attacking a person	\$500.00	\$1,000.00	\$2,500.00
4.10	Exceeding the quantity of Dogs or Cats without proper permits	\$100.00	\$250.00	\$500.00
4.11	Animal Running at Large	\$100.00	\$250.00	\$500.00
5.1	Failure to secure a Dangerous Dog from another person	\$500.00	\$1,000.00	\$1,500.00
5.2	Failure to secure a Dangerous Dog from another Animal or Livestock	\$250.00	\$500.00	\$1,000.00
5.3	Failure to secure a Dangerous Dog from escape	\$250.00	\$500.00	\$1,000.00
5.4	Failure to properly confine a Dangerous Dog on Owner's property	\$250.00	\$500.00	\$1,000.00
5.5	Failure to securely control a Dangerous Dog via Muzzle, leash, or competent person	\$250.00	\$500.00	\$1,000.00
5.6	Failure to notify the Peace Officer of a Dangerous Dog Running at Large	\$250.00	\$500.00	\$1,000.00
5.8	Failure to follow the instructions of a Dangerous Dog order	\$500.00	\$1,000.00	\$2,000.00
6.1(A)	Interfere, obstruct, or attempt to obstruct a Peace Officer	\$250.00	\$500.00	\$1,000.00
6.1(B)	Induce or assist an Animal to evade capture	\$250.00	\$500.00	\$1,000.00
6.1(C)	Unlock, unlatch, or open a Peace Officer's vehicle to allow an animal to escape	\$250.00	\$500.00	\$1,000.00
6.1(D)	Unlock, open, or tamper with an Animal control device	\$100.00	\$250.00	\$500.00
6.1(E)	Interfere with or obstruct a Peace Officer	\$250.00	\$500.00	\$1,000.00

6.2	Engaging in an action which leads an Animal to Run at Large	\$50.00	\$150.00	\$250.00
6.3	Teasing, tormenting, or provoking an Animal	\$50.00	\$150.00	\$250.00
9.6	Failure to comply with a Controlled Confinement order	\$250.00	\$500.00	\$1,000.00
9.10	Failure to follow a Peace Officer's order	\$500.00	\$1000.00	\$2,000.00