COUNTY OF ST. PAUL NO. 19
BY-LAW NO. 1313

A By-law of the County of St. Paul No. 19, in the Province of Alberta, to amend Dog Control By-law No. 1293 of the County of St. Paul No. 19

WHEREAS the Municipal Council of the County of St. Paul No. 19 has enacted Bylaw No. 1293 being a By-law governing the keeping of dogs;

AND WHEREAS the Municipal Council of the County of St. Paul No. 19 wishes to amend By-Law No. 1293 in accordance with the provisions of this By-law;

NOW THEREFORE the Municipal Council of the County of St. Paul No. 19 enacts as follows:

1. Section 3.6 and section 3.7 of By-Law No. 1293 are repealed and the following sections are enacted in their place:

"3.6 Any person who harbours, boards, permits or shelters more than (2) dogs over the age of six (6) months on any property within the municipal boundaries of the County.

3.7 Section 3.6 herein shall not apply if:

a) The County has issued a valid development permit pursuant to the County Land use By-law to allow the lands in questions to be used as a kennel or a veterinary clinic;

b) The property is being used for the purposes of a dog show;

c) The property consists of a single residence on a parcel not smaller than 80 acres."

2. Section 5.1 and section 5.2 of By-Law No. 1293 are repealed and the following sections are enacted in their place:

<u>Section 5 - Penalty Provisions</u>

5.1 Any person who contravenes any provision of this By-law is guilty of an offence and is liable on summary conviction to a fine as set out under the heading "First Offence Penalty" in Schedule "A" of this Bylaw.

5.2 Notwithstanding section 5.1 of this By-law, any person who commits a second or subsequent offence under this By-law within one (1) year of committing another offence under this By-law; and who was:

5.2.1 found liable on summary conviction for that earlier offence; or

5.2.2 who was issued a Violation Tag pursuant to section 6 herein and paid the amount specified in the Violation tag within 30 days;

may be liable on summary conviction to a fine as set out under the heading "Second Offence" in Schedule "A" of this By-law.

Section 6 - Violation Tags

6.1 A Dog Control Officer is hereby authorized and empowered to issue a Violation Tag to any person, whom the Dog Control Officer has reasonable and probable grounds to believe has contravened any provision in this ByLaw;

6.2 A violation Tag may be issued to such person:

6.2.1 either personally;

6.2.2 by mailing a copy to such person at his last known post office address, or

6.2.3 upon retrieval of such person's Dog from the County Dog Shelter.

6.3 The Violation Tag shall be in a form approved by the County and shall state:

6.3.1 the name of the Owner;

6.3.2 the offence;

6.3.3 the appropriate penalty for the offence as set out under the heading "violation Tag Penalty" in Schedule "A" of this By-law;

6.3.4 that the penalty shall be paid within 30 days of the issuance of the Violation Tag;

6.3.5 any other information that may be required by the County.

6.4 Where a contravention of this By-law is of a continuing nature, further Violation Tags may be issued by the Dog Control Officer, provided however, that no more than one Violation Tag shall be issued for each day that the contravention continues.

6.5 Where a Violation Tag is issued pursuant to this Section, the person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offence, pay to the County the penalty specified on the Violation Tag.

6.6 Nothing in this By-law shall prevent a Dog Control Officer from immediately issuing a Violation Ticket.

Section 7 - Violation Ticket

7.1 If the penalty specified on a Violation Tag is not paid within the prescribed time period, then a Dog Control Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to Part II of the Provincial Offences Procedure Act, S.A. 1988, c. P-21.5.

7.2 Notwithstanding Section 7.1, a Dog Control Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to Part II of the Provincial Offences Procedure Act, S.A. 1988, c. P-21.5, without first issuing a violation

2. Schedule "A" to By-law No. 1293 is hereby repealed and replaced with Schedule "A" to this By-law.

3.Section 6.1 of By-law No. 1293 is renumbered as section 8.1.

Coming Into Effect

4. This By-law shall come into effect upon third and final reading thereof.

Read a first time in Council this 13th day of August, A.D. 1997.

Read a second time in Council this 13th day of August, A.D. 1997

Read a third time in Council this 13th day of August, A.D. 1997

SCHEDULE "A"

Penalities

Offence	Section	Violation Tag Penalty	1st Offence Penalty for Violation Ticket	2nd Offence Penalty for Violation Ticket
1. Dog at large	3.1	$	$	$
(a) Vicious Dogs		$ 100.00	$ 250.00	$ 500.00
(b) Restricted Dogs		$ 100.00	$ 250.00	$ 500.00
(c) Other Dogs		$ 50.00	$ 250.00	$ 500.00
2. Female in heat	3.2	$ 20.00	$ 30.00	$ 50.00
3. Barking, Howling	3.3	$ 20.00	$ 30.00	$ 50.00
4. Damage to property	3.4	$ 20.00	$ 30.00	$ 50.00
5. Dog in prohibted area	3.5	$ 20.00	$ 30.00	$ 50.00
6. More than 2 dogs on property	3.6	20.00	$ 30.00	$ 50.00
7. Threatening or attacking a person	3.8.1	$ 20.00	$ 30.00	$ 50.00
8. Chasing a person	3.8.2	$ 20.00	$ 30.00	$ 50.00
9. Attacking, harassing, injuring or killing an animal	3.8.3	$ 20.00	$ 30.00	$ 50.00
10. Vicious or restricted dog not confined or on leash	3.9	$ 30.00	$ 250.00	$ 500.00
11. Interfering with Dog Control Officer	3.11	$ 30.00	$ 50.00	$ 100.00

COUNTY OF ST. PAUL NO. 19 DOG CONTROL VIOLATION TAG

This Violation Tag is Issued for Breach of County of St. Paul No. 19 By-law No. 1177, as amended.

Section Breached:_____

Description of Offence:_____

_____

_____

Location of Offence:_____

Offence Date:_____ 19_____

Time of Offence:_____ AM / PM

PENALTY SECTION

Penalty Total:_____($) Dollars

If not Paid within 30 days Prosecution in Court may Result

Please Make Payment in Canadian funds to:

County of St. Paul No. 19
5015-49 Av..
St. Paul, Alberta

TOO 3A4

Name of Offender: _____

Last First Middle

Address of Offender:

Phone No. of Offender: _____

Home Work

Date of Birth: _____/_____/_____

Year Month Day

Officer Issuing Tag:

Tag Issued: _____ In Person _____ By Mail

Date:_____/_____/_____

Year Month Day

DOG CONTROL TICKET NO:_____