

VILLAGE OF WARNER

ANIMAL BYLAW 543-13

BEING A BYLAW OF THE VILLAGE OF WARNER TO PROVIDE FOR THE REGULATION AND CONTROL OF ANIMALS WITHIN THE VILLAGE OF WARNER.

WHEREAS pursuant to the Municipal Government Act, Chapter M-26 RSA 2000, and any amendments thereto, the Council may pass a bylaw to regulate and control animals within the Village of Warner.

WHEREAS Council deems it advisable to regulate and control the animals within the Village of Warner in the Province of Alberta to provide for the safety, cleanliness and environmental protection of the Village and it's residents.

NOW THEREFORE, the Council of the Village of Warner duly assembled, enacts as follows:

Definitions: "Animal" shall mean horses, cattle, donkeys, mules, oxen, sheep, goats, fur bearing animals raised for pelts and any other animals that are deemed to be inappropriate by the Village of Warner.

"Fowl" shall mean geese, turkeys, ducks and any other fowl as deemed to be inappropriate by the Village of Warner.

"Village" shall mean The Village of Warner.

General:

- 1) No person shall keep or maintain any animal or fowl in the Village, without first obtaining an Animal Control Permit issued by the Office, within the areas as described below:
 - a. In the Village of Warner South of First (1st) Avenue and only on properties that are at the least 2.4711 acres
 - b. Chickens (see General, 6d)
- 2) Animals and fowl will be allowed within the Village, without a permit, only on days when a parade or a celebration is being held
- 3) No permits will be issued prior to an inspection of the location noted on the application to ensure adequacy of fence/corral, security and space for forage.
- 4) Application for a permit will be obtained from the Village office in the form provided. Applications will be completed in detail. Any other information the Village may require, or consider appropriate, shall be supplied to ensure all information is considered in each application.

- 5) The Village may revoke any permit or vary the terms and conditions of such at any time. In particular, any permit shall be revoked, but not limited to, if the premises where the animal is being kept is not kept clean and sanitary, so as to control the nuisance of manure, flies, odour or filth. Upon receipt of a written complaint with justifiable concerns, each permit location is subject to an unscheduled inspection by the Village and/or its agent.
- 6) Permits will be issued in accordance to the following guidelines which shall become part of this bylaw and enforcement of this bylaw will commence on January 1st, 2014 until such time as there is an amendment to this bylaw
 - a. One (1) large animal per acre, no matter the age (for example, 2 horses and 1 cow with calf would be 4 permits; or 1 mare with foal would be 2 permits)
 - b. Two (2) small animals per acre (goat, sheep, etc.)
 - c. All permit requests for animals and fowl (excluding dogs and cats) will be reviewed and approved according to the regulations and guidelines provided by the appropriate Provincial and Federal government departments.
 - d. Upon a written request and an inspection of premises, a permit may be granted for fowl, on less than one acre. No more than 6 "backyard" chickens will be allowed in the Village, with absolutely no allowance for roosters
 - e. Permits shall not be issued for pigs. Pigs shall not be allowed in the Village.
 - f. Stallions (possibly short term, with special security requirements and upon individual request to council)
 - g. Bulls (possibly short term, with special security requirements and upon individual request to council)
- 7) The Village and/or its agents shall take into consideration all factors which may be to the best interest of the Village as a whole and, in particular, the surrounding neighborhood and may:
 - a. Grant permit or,
 - b. Grant a permit subject to conditions or
 - c. Refuse any application as they may deem advisable
- 8) Following an issuance of a permit, the Village and/or its agents, shall inspect each permit location to determine its validity
- 9) Within seven (7) days of the expiration of a permit or as otherwise required by the Village, each property owners is responsible for a general cleanup of the animal area, complete to the abatement of all nuisances and to the satisfaction of the Village. Failure to do so will be justification for the Village to have the cleanup undertaken and to assess any incurred costs against the property.
- 10) There will be an administration fee assessed for each permit, in accordance with the fee policy, attached as Schedule "A"

- 11) All animal permits will be issued for a twelve (12) month period from the date of issuance unless otherwise stated on the application.
- 12) Any person keeping or maintaining any animal in the Village without a permit, or any person failing to remove any animal from the Village after a permit to keep such animal has been revoked and/or expired, is guilty of an offense and may be issued a violation ticket as indicated in Schedule "B".
- 13) Where a contravention of this Bylaw is of a continuing nature, further violation tickets may be issued by the Village and/or its agent, provided that no more than one violation ticket shall be issued for each day that the contravention continues.
- 14) Nothing in this Bylaw shall prevent the Village from immediately issuing a violation ticket for the mandatory Court appearance of any person who contravenes any provision of this Bylaw.
- 15) All charges and costs that are left unpaid shall be added to the landowner's property tax account and collected in that manner.

Read a 1st time this 18th day of September 2013

Read a 2nd time this 15th day of January 2014

Read a 3rd time and finally passed this 15th day of January 2014

SCHEDULE "A"

PERMIT FEE	\$20/head, large animals
	\$15/head, small animals
	\$3/head, chickens – 1st Avenue and North

SCHEDULE "B"

ANIMAL CONTROL BYLAW PENALTY SCHEDULE

- 1. KEEPING OR HARBOURING ANY ANIMAL WHERE PROHIBITED IN THE BYLAW
PENALTY OF \$250**
 - 2. KEEPING OR HARBOURING ANY ANIMAL IN NUMBERS IN EXCESS OF THOSE DESCRIBED
IN THE BYLAW
PENALTY OF \$250**
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VILLAGE OF WARNER
ANIMAL CONTROL BYLAW # 543-13
PERMIT APPLICATION

DATE: _____

APPLICANT NAME: _____

LOCATION: _____

SIZE OF PASTURE OR LOT (IN FEET OR BY ACRE):

YEAR OF PERMIT: _____

KIND OF ANIMALS:

SPECIES: _____ NUMBER: _____

SPECIES: _____ NUMBER: _____

SPECIES: _____ NUMBER: _____

SPECIES: _____ NUMBER: _____

DESCRIPTION OF EXISTING BUILDINGS ON THE PROPERTY FOR THE PURPOSE OF HOUSING SAID ANIMALS (describe penning or fencing type and construction for containment):

DESCRIPTION OF WATERING FACILITIES:

PLANS & LOCATION FOR DISPOSAL OF MANURE AND WASTES:

I SWEAR THAT THE ABOVE INFORMATION IS ACCURATE IN ALL IT'S DETAIL, AND FURTHER, AGREE TO ABIDE BY ALL THE REGULATIONS AS OUTLINED IN THE ANIMAL CONTROL BYLAW OF THE VILLAGE OF WARNER.

APPLICANT SIGNATURE

APPROVAL BY VILLAGE OF WARNER