

**TOWN OF CROSSFIELD
BYLAW NO. 2010-12**

CAT CONTROL BYLAW

Being a bylaw of the Town of Crossfield, in the Province of Alberta, to regulate, restrain the running at large of cats in the Town of Crossfield

WHEREAS, pursuant to the provisions of the Municipal Government Act S.A. 1994 c. M-26.1, as amended, under Part 2, Section 7(h) a Municipal Council may pass any bylaw with respect to wild and domestic animals and activities in relation to them,

NOW THEREFORE, the Council of the Town of Crossfield in the Province of Alberta, duly assembled, hereby enacts as follows:

PART I: BYLAW TITLE

That bylaw shall be known as the "Cat Control Bylaw 2010-12

PART II: DEFINITIONS

Bylaw Enforcement Officer: shall mean a person employed from time to time to enforce the provisions of this bylaw, or a person so appointed by the Town of Crossfield.

Crossfield: means the Municipal Corporation of the Town of Crossfield or the area contained within the boundary thereof as the context requires.

Cat: means either a male or female feline family.

Owner: means an individual or body corporate having legal title to the animal, and includes any person who has possession or custody of the animal, either temporarily or permanently, or suffers the animal to remain on his/her premises.

Running at Large: means off the premises of the owner and not under the control of any person.

Three Cat Limit - means no person shall own or harbor more than three (3) cats within the limits of the Town of Crossfield.

PART III: RESPONSIBILITY OF ANIMAL OWNER

1. The owner of an animal:

- a) shall ensure that the animal is not running at large, and
- b) shall not allow or permit his/her cat to damage public property or the property of any other person or to injure or harass domestic or wild animals such as other cats or birds, but not to include mice, voles and moles on the owner's property.

2. Offenses:

The Owner of a Cat is guilty of an offense if such Cat:

- a) runs at large;
- b) is in heat and is not confined and housed in the residence of the Owner or in a licensed kennel during the whole of the heat period except for the sole purpose of defecating on the premises of the Owner;
- c) defecates on any Public or Private Property other than the property of it's Owner and the Owner or person in control of the Cat fails to immediately remove such defecation;
- d) is within a site containing playground apparatus and/or sand play area located on Public or Private Property other than the property of its Owner;
- e) stalks or kills birds on Public or Private Property;
- f) damages Public or Private Property;
- g) bites any person or animal;
- h) attacks or injures any person or animal;

3. The Owner of a Cat is guilty of an offense if the Owner;

- a) Provides false or misleading information to a Bylaw Enforcement Officer.

4. No more than three (3) Cats shall be harbored, suffered, or permitted to remain upon or in any land, house, shelter, room or place, building structure, or premises within the Town unless:

- a) the premises are lawfully used for the care and treatment of Cats operated by and under the charge of a registered veterinarian;
- b) the premises are lawfully used for a retail pet sales business, or the care, maintenance and treatment of cats, operated by and in charge of a licensed animal shelter, licensed animal groomer or animal breeding business; nor any premises that are temporarily used for the purpose of a lawful cat show, nor to any person in possession of a valid license to operate an Animal Boarding Business within in the Town.
- c) a person may keep or harbor, or allow to be kept or harbored, on that person's property, cats in excess of the three (3) cat limit, if the cat(s) has/have been placed with that person for fostering by a Provincially approved animal shelter/kennel with written proof, satisfactory to the Bylaw Enforcement Officer, that the Animal is a foster animal.
- d) Cats kept for fostering purpose shall not be kept in excess of eight (8) weeks without written permission from the Chief Administrative Officer .
- e) the Cats in excess of the limit are under six weeks of age and the offspring of a Cat residing at the same location;
- f) the owner of an animal that has been grandfathered shall be allowed to continue to own those grandfathered animals, until such time as the animal shall become deceased or is no longer the animal of the current owner. The owner will only be allowed to replace a cat if they have fewer than three (3) cats and meet the other requirements in this bylaw.

PART IV: ANIMAL CONTROL AUTHORITY

- a) The Animal Control Officer shall keep an up to date record of all complaints, notices, and reports regarding cats and a similar record of their disposition.
- b) The Animal Control Officer, Peace Officer or Bylaw Enforcement Officer may enforce the provisions of this Bylaw and, where he or she has reasonable grounds to believe that a person has committed a breach of any provision of this Bylaw, he or she may issue an offence ticket, as outlined in Schedule A, to an Owner of a cat alleged to have committed one or more of the offences hereinbefore described designating the specified penalty for such offence.

PART V: COMMENCEMENT

THIS BYLAW SHALL HAVE FULL FORCE AND EFFECT ON FINAL PASSING THEREOF AND SHALL HEREBY RESCIND BYLAW 2009-10

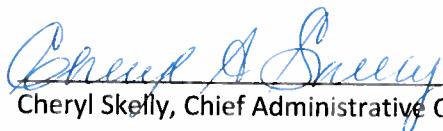
Given first reading this 21st day of September, 2010

Given second reading this 5th day of October, 2010

Given third reading and finally passed this 5th day of October, 2010



Phil McCracken, Mayor



Cheryl Skelly, Chief Administrative Officer

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"Schedule A"

<u>OFFENSE</u>	<u>1st Offense</u>	<u>2nd Offense</u>	<u>3rd Offense</u>
Running at Large	\$50.00	\$75.00	\$150.00
Damage to Property	\$50.00	\$75.00	\$150.00