

Village of Nobleford, Bylaw No. 621

BEING A BYLAW, amending bylaw #579, OF THE VILLAGE OF NOBLEFORD TO REGULATE and LICENSE CATS WITHIN ITS MUNICIPAL BOUNDARIES.

WHEREAS the Municipal Government Act, R.S.A. chapter M-26.1 as amended, provides for the regulating of domestic animals; the Council of the Village of Nobleford, in the Province of Alberta, duly assembled, enacts as follows:

SECTION I – SHORT TITLE

- 1. This bylaw may be cited as the **Nobleford Cat Bylaw**.

SECTION II – DEFINITIONS

- 2. For the purposes of this bylaw the following definitions shall apply:

“Altered” shall mean spay or neutered

“Annual License or License” means a tag or similar document issued by the Village pursuant to Section 7 of the Municipal Government Act, as amended.

“At Large” means where a Cat is at any place other than the Owner’s Property or permitted property and is not being carried by any person or is not otherwise under the control of a person.

“Cat” means either male or female of the feline family over the age of 6 months.

“Council” means the duly elected municipal council of the Village of Nobleford.

“Owner” means any person, partnership, association or corporation:

- i) which has the care, charge, custody, possession or control of a Cat.
- ii) which harbours or permits a Cat to be present on any property owned, occupied or leased by that person or which is otherwise under their control.
- iii) to whom a License was issued for the cat in accordance with this Bylaw; and for the purposes of this Bylaw a Cat may have more than one (1) owner.

“Village” means the Village of Nobleford.

SECTION III – MAXIMUM NUMBER

- 3. The maximum number of cats in a single-family dwelling or household shall be restricted to three (3) cats over the age of six (6) months.

SECTION IV – LICENSING PROVISIONS

- ✓ 4. The owner of a cat, six (6) months of age or older, in the Village shall: obtain an annual license for each cat.
- 5. The owner of a cat shall ensure that the cat wears a collar to which the license tag is attached or that the cat has an ear tattoo for identification registered with the Village.
- 6. The owner of an cat shall:
 - i) obtain the license by the last day of January in any given year.
 - ii) obtain a license within fourteen (14) days of the cat becoming six (6) months of age
 - iii) obtain a license within fourteen (14) days of becoming the owner of a cat.
- 7. License fees shall be paid in full regardless of when the cat is registered during the year. No refunds shall be made on any paid license fee due to the death, loss or sale of the cat or upon the owner’s leaving the municipality.

1
DP

SECTION V – RECORDS

8. The Village Administration Office shall keep a record of all cats. The records shall indicate:
- i) Date of License issuance
 - ii) Name, address, telephone number and, email address of cat owner.
 - iii) License tag number issued or tattoo number and amount paid
 - iv) Breed, colour, name and sex of cat and photograph if offered.

SECTION VI – CAT CONTROL PROVISIONS

9. The owner of a cat shall not allow the cat to run at large within the corporate limits of the Village.
10. The owner of a female cat, which is in heat, shall keep such cat housed and confined on the premises of the owner in such a way as to prevent the attraction of other cats to the vicinity of such premises.
11. The owner of a cat, who allows a cat to defecate, on property other than his own, shall remove forthwith any defecated material so deposited.
12. No person shall tease, torment or annoy any cat.
13. No person shall wilfully free a cat that is restrained, thereby allowing the cat to run at large.
14. Failure to comply with Section VI may result in prosecution or, in lieu thereof, payment of a fine as set out in Schedule "A", which is attached to and forms part of this bylaw and which may be amended from time to time by resolution of Council.

SECTION IX - PENALTIES

15. The Designated Officer or, in the absence of one being named, the Administrator, may issue a notice or ticket in the amount of the voluntary penalty to the owner of cats in contravention of this bylaw.
16. Service of any such notice shall be sufficient if it is:
 - a. personally served; or
 - b. served by mail; or
 - c. left with some competent person who resides with the person who is alleged to have committed such offence.
17. Upon production of any such ticket within seven (7) days from the date of service of such ticket, together with payment of the sum specified on the ticket to a person authorized to receive such payment, such payment shall be accepted in lieu of prosecution.
18. Nothing in this section shall prevent any person from exercising their right to defend any charge of committing a breach of any of the provisions of the Bylaw.
19. A person who contravenes a provision of this bylaw is guilty of an offence and liable upon summary conviction to a fine of not less than \$100.00 and costs, and in default of payment of such fine and costs, to imprisonment for a period not exceeding thirty (30) days. A Provincial Judge, in addition to the penalties provided may, if they consider the offence sufficiently serious impose further fines or condition

SECTION X – GENERAL

- 20. It is the intention of Council that each separate provision of the bylaw shall be deemed independent of all other provisions herein and it is further the intention of Council that if any provisions of the Bylaw be declared invalid, all other provisions thereof shall remain valid and enforceable.
- 21. This bylaw shall come into force and effect upon the final passing thereof.
- 22. That Bylaw #579 is repealed in its entirety

Cat Bylaw #621

Read a FIRST time this 7 day of February, 2012 D.M.

Read a SECOND time this 7 day of February, 2012 P.P.

Read a THIRD time and FINALLY PASSED this 21 day of

February, 2012

Wanda Lechia K. Hofman
 M. Wobick – Mayor K. Hofman CAO

BYLAW 621, Schedule "A"

Cat Bylaw Fee Schedule

SCHEDULE "A" #621 Cat Bylaw, February, 21, 2012, # 064 -2012

LICENSE FEES, AND FINES

LICENSE FEES

| | |
|-----------|---------|
| Unaltered | \$40.00 |
| Altered | \$20.00 |

FINES

| | | |
|---|-------------------------|-------------------------|
| Contravention of any portion of Bylaw 579 | 1 st Offence | 2 nd offence |
| | \$100.00 | \$150.00 |

WHL