



**TOWN OF OLDS  
COMMUNITY STANDARDS  
BYLAW 2015-08**  
(This Bylaw came into effect July 4, 2016.)

**This document represents a compilation of the Town of Olds Community Standards Bylaw 2015-08, Community Standards Amendment Bylaw 2017-18, Community Standards Amendment Bylaw 2019-01, and Community Standards Amendment Bylaw 2019-30 up to January 27, 2020.**

**To obtain true copies of the original bylaw and/or all successive amending bylaws, please contact the Town of Olds.**

**CONSOLIDATED TO JANUARY 27, 2020** (Municipal Government Act RSA 2000 Chapter M-26, Part 3, Division 7, Section 69 (1), (2), (3))

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**WHEREAS** the Municipal Government Act authorizes a municipality to pass bylaws respecting the safety, health and welfare of people and protection of people and property;

**AND WHEREAS** the Municipal Government Act authorizes a municipality to pass bylaws regarding the remedying of contraventions of bylaws;

**AND WHEREAS** the Municipal Government Act authorizes a municipality to pass bylaws respecting nuisances, including unsightly property;

**AND WHEREAS** the Municipal Government Act authorizes a municipality to pass bylaws respecting wild and domestic animals and activities in relation to them;

**AND WHEREAS** the Traffic Safety Act authorizes a municipality to pass bylaws with respect to Highways under its direction, control and management and the parking of vehicles on public and private property;

**AND WHEREAS** public engagement with Town of Olds citizens identified four primary themes which influence neighbourhood liveability, being: Public Behaviours and Nuisances; Care of Property; Traffic and Parking; and, Pets;

**AND WHEREAS** community standards are intended to be reviewed regularly and amended as Council deems appropriate. Council's desire is to influence respect for each other as neighbours and balance enforcement with the liveability of neighbours and neighbourhoods;

**AND WHEREAS** it is desirable for regulations which influence neighbourhood liveability to be located, as much as possible, in one bylaw; notwithstanding, Council has adopted various specific bylaws establishing community living standards.

**NOW THEREFORE THE COUNCIL OF THE TOWN OF OLDS ENACTS AS FOLLOWS:**

**PART ONE: INTERPRETATION**

- 1.1. Nothing in this Bylaw shall be interpreted as conflicting with any Provincial or Federal legislation.
- 1.2. Where any provision of this Bylaw conflicts with any Provincial or Federal legislation, the Provincial or Federal legislation shall take precedence.
- 1.3. Each provision of this Bylaw is independent of all other provisions and if any provision is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this Bylaw remain valid and in force.

- 1.4. Nothing in this Bylaw relieves a Person from complying with any provisions of any Provincial or Federal legislation or regulation, other bylaw or any requirement of any lawful permit, order or license.
- 1.5. Any headings, sub-headings, or tables of contents in this Bylaw are included for guidance purposes and convenience only and shall not form part of this Bylaw.
- 1.6. All of the schedules attached to this Bylaw form a part of this Bylaw.

## **PART TWO: DEFINITIONS**

NOTE: Throughout the Bylaw all definitions appear with the capitalization of each word, as shown below.

“Animal” means any domesticated animal.

“Animal Material” means any excrement and includes all material accumulated on Property from pet pens or pet yards, stables, veterinary clinics, animal hospitals, kennels or feed lots.

"Accessory Parking Pad" means an area providing for the parking of Vehicles and Utility Trailers but does not include a Driveway and is located on the same parcel of land.

“At Large” means a Dog or Cat that is not on a Leash, except:

- a. when the Dog or Cat is fully contained upon and within private Property with the consent of the Owner or Person in control of the Property;
- b. when the Dog is under control of the Owner or of a Competent Person and upon the Property of the Owner or within an Off Leash Area, or
- c. while the Dog is participating in an organized Dog show or competition and under the control of a Competent Person.

"Attack" means any application of force by an animal causing an injury (minor or severe).

“Biological Waste” means the carcass and offal of an animal in whole or in part, and includes, animal or human excrement or manure.

"Bite" means an injury by teeth, including but not limited, to a bruise, a laceration, a puncture, or a bone break.

“Building” includes anything constructed or placed on, in, over or under land but does not include a highway or road or a bridge forming part of a highway or public road;

"Building Material" means material or debris which may result from the construction, renovation or demolition of any Building and includes, but is not limited to, wood, gypsum board, roofing, vinyl siding, metal, packaging material and containers of Building Material, gravel, concrete and asphalt and any earth, rocks and vegetation displaced during such construction, renovation or demolition of any Building or other structure.

“Business Day” means the regular business days of the Town of Olds Office, excluding Statutory Holidays.

“Camper” means any portable structure designed to be loaded onto, or affixed to, the bed or chassis of a truck, capable of providing temporary accommodation for travel, vacation, or recreational use, includes but not limited to: slide in campers, chassis-mounted campers, camper-van conversions, campers which are mounted on trucks, and trailers to carry them.

“Cat” means any domestic member of the felidae family.

“Chief Administrative Officer” means the Chief Administrative Officer (CAO) of the Town appointed by Council in accordance with the provision of the Municipal Government Act., or his/her designate.

“Community Container” or community bin means a large metal bin of a standard design and size for compostable purposes.

“Competent Person” means a Person who is physically and mentally capable of restraining and controlling a Dog or a Cat to an extent that the Dog or a Cat cannot interfere with other Persons or animals or cause Damage To Property.

“Council” means the Council of the Town of Olds.

“Damage To Property” means Damage To Property other than the Owner’s Property, and includes Defecating or Urinating on such Property.

“Defecate” means to discharge waste matter from the bowels.

“Development Authority” means the Person, commission or organization authorized to exercise development powers and perform duties on behalf of the Town as referred to in Division 3 of the Municipal Government Act.

“Disabled Parking Zone” means a space or portion of a Highway or parking lot set apart and designated exclusively for the parking of a Vehicle bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services, and so marked with a sign or other marking authorized by the Chief Administrative Officer.

“Driveway” means a vehicle access route used on a parcel between the access point of a public roadway that leads to a garage or accessory parking area.

“Dwelling” means any Building or place including the land upon which the Building is located, which is occupied or used as a place of abode other than a hotel, restaurant or apartment house.

“Dog” means a domestic member of the canidae family.

“Façade” means the front of a dwelling, generally parallel to the street and usually includes the front entrance. The front Facade may be a different depth from the front property line on each side of the house, depending on the house design.

“False Alarm” means an alarm signal necessitating response where an emergency situation does not exist.

“Fight” means any confrontation involving violent physical contact between two or more people.

"Front Yard" means a yard extending across the full width of a parcel measured perpendicularly from the front boundary of the parcel to the front wall(s) of the main building situated on the parcel [see sketch in Schedule B].

“General Waste” means ceramic, rags, cast-off clothing, food containers, packaging, wood, ashes excepting those generated from incinerators, and other non-decaying materials not exceeding ten pounds in weight or four feet in any dimension.

“Garage” means an accessory building or part of a principal building designed and intended to be used for the storage of motor vehicles.

"Garbage" means any household or commercial rubbish including, but not limited to, boxes, cartons, bottles, cans, containers, packaging, wrapping material, paper, cardboard, food, discarded clothing or fabric and discarded household items.

“Graffiti” means the defacement or disfigurement of any Property or object, through the performance of any of the following acts:

- a. the application of any substance, including paint, ink, stain or whitewash to any surface;
- b. the affixing of any form of adhesion that does not remove cleanly when pulled away from the applied surface; or
- c. the marking, scratching, etching or other alteration or disfigurement of any surface.

"Heavy Vehicle" means a Motor Vehicle, alone or together with any Trailer or other Vehicle being towed by the Motor Vehicle, exceeding any of the following:

- i. 2 axels (excluding trailer);
- ii. 6.5 metres length (excluding trailer);
- iii. 9 metres in total length; or
- iv. a gross Vehicle weight of 4,540 kg.

“Highway” means a highway as defined by the Traffic Safety Act, RSA 2000, c. T-6 as amended Including but not limited to:

- a. thoroughfare, street, road, trail, avenue, parkway, driveway, lane, alley, square, or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use;
- b. a sidewalk, including a boulevard adjacent to the sidewalk;
- c. if a ditch lies adjacent to and parallel with the Roadway, the ditch; and
- d. if a highway right of way is contained between fences or between a fence and one side of the Roadway, all the land between the fences, or all the land between the fence and the edge of the Roadway, as the case may be.

“Impound” means to take possession of and arrange for the lodging of and caring for a Dog, or a Cat, at a facility contracted to the Town for that purpose.

“Including” means that when introducing a list of items, does not limit the meaning of the words to those items or to items of a similar kind.

"Landscaped Area" means an area of land made attractive and desirable by the use of any or all of the following: grass, trees, shrubs, ornamental plantings, fences, walls and associated earthworks; however, it shall not include areas occupied by garbage containers, storage, parking areas, or driveways;

“Land Use Bylaw” means the Town of Olds Land Use Bylaw and any amendment to the Land Use Bylaw.

“Leash” means a chain or other material capable of humanely restraining a Dog, or a Cat.

“License” means a Dog or a Cat License issued by the Town to the Owner of a Dog, or a Cat.

"Load" means any Vehicle with anything put in, on, connected to, or hitched to the Vehicle for conveyance or transportation.

“Loiter” means to stand around or move slowly about without apparent purpose or action in a Public Place.

“Minor Injury” means any physical injury to another domestic animal or a person, caused by a Dog, that results in bleeding, bruising, tearing of skin or any other injury that is not life-threatening, disfiguring or debilitating.



“Median” means a physical barrier or area that separates lanes of traffic traveling on a Highway.

“Motor Vehicle” means

- a. a Vehicle propelled by any power other than muscular power; or
- b. a moped,

but does not include a bicycle, a power bicycle, an aircraft, an implement of husbandry or a Motor Vehicle that runs only on rails.

“Noise” means sound which in the opinion of the Peace Officer, having regard for all circumstances, including the time of day and the nature of the activity generating the sound, is likely to unreasonably annoy or disturb persons or to injure, endanger or detract from the comfort, repose, health, peace or safety of persons within the boundary of the Town.

“Nuisance” means, in the opinion of the Peace Officer, any act or deed, or omission, or thing, which is, or could reasonably be expected to be annoying, or troublesome, or destructive, or harmful, or inconvenient, or injurious to another Person and/or their Property, but does not include Noise or inconvenience which results from commercial or municipal activities, reasonably conducted, which provides service to the community such as snow clearing or construction activities.

“Off Leash Area” means an area established, by resolution of Council, as being an area where a Dog, that is under the control of a Competent Person, is permitted with such Dog being off a Leash.

“Other Premises” means any Building or place, including the land upon which the Premises is located, which is occupied or used for:

- a. commercial or industrial purposes;
- b. government or institutional purposes; or
- c. an apartment house containing more than four Dwelling units.

“Owner” or “Owners” in respect to a Parcel of land means:

- a. a Person who is registered under the Land Titles Act as the Owner of a Parcel of land;
- b. a Person who is recorded as the Owner of a Property on the tax assessment roll of the Town,
- c. a Person who has purchased or otherwise acquired a Parcel of land, whether he has purchased or otherwise acquired the land directly from the Owner or from another purchaser, and has not yet become the registered Owner thereof;
- d. a Person holding himself out as the Person having the powers and authority of ownership of a Property or Premises or who for the time being exercises the powers and authority of ownership;
- e. a Person controlling a Property or Premises under construction; or

- f. a Person who is the occupant of a Property or Premises pursuant to a rental or lease agreement, license or permit.

“Owner” or “Owners” in respect to a Dog or a Cat means:

- a. a Person, partnership, association or corporation owning, possessing or having control over a Dog or a Cat;
- b. a Person permitting any Dog or Cat, to remain about his/her house or Premises;
- c. a Person whom a Dog or a Cat License has been issued; or
- d. a Person who collects or assumes responsibility for a Dog or a Cat that has been seized pursuant to the provisions of this Bylaw.

“Parcel” means the aggregate of the one or more areas of land described in a certificate of title or described in a certificate of title by reference to a plan filed or registered in a land titles office.

“Park” means allowing a Vehicle to remain stationary in one place, except:

- a. while actually engaged in loading or unloading passengers; or
- b. when complying with a direction given by a Peace Officer or traffic control device.

“Peace Officer” means:

- a. a member of the Royal Canadian Mounted Police;
- b. a Community Peace Officer appointed by the Solicitor General of Alberta; or
- c. a Bylaw Enforcement Officer employed by the Town.

“Person” means any individual, firm, partnership, association, corporation, company or society but unless the context otherwise requires, does not include the Town.

“Premises” means any land situated in whole or in part within the Town, including external surfaces of all Buildings and land immediately adjacent to any Building or Buildings and includes any land or Buildings owned or leased by the Town.

“Projectile” means any object projected into space (empty or not) by the exertion of a force.

“Property” means any public or private land or Building located within the Town.

“Public Place” means any place within the Town to which the public may have either express or implied access Including, but not limited to, areas such as streets, sidewalks, pathways, trails, and any fixture or sculpture located in such area.

“Qualified Service Dog” is defined as the Service Dogs Act, RSA 2000, c. S-7.5.

"Rear Yard" means a yard extending across the full width of a parcel measured perpendicularly from the rear wall(s) of the main building situated on the parcel to the rear property boundary of the parcel [see sketch in Schedule B].

"Recreation Vehicle" or "RV" means any vehicle or a trailer that is designed, constructed and equipped, either temporarily or permanently, as a temporary accommodation for travel, vacation, or recreational use, includes but not limited to: motor home, travel trailer, tent trailer, or fifth wheel trailer, and any bus or truck converted for use as a Recreational Vehicle.

"Residential Building" means a structure used as a residence containing one or more Dwelling units, including a detached and semi-detached Dwelling, multi-family Dwelling, apartment Building, lodging house, manufactured home.

"Residential District" means a district defined as such in the Land Use Bylaw.

"Residential Use" means the use of land or buildings for the purpose of a residential development such as a detached dwelling, duplex, or multiplex as defined in the Land Use Bylaw.

"Roadway" means that part of a Highway intended for use by vehicular traffic.

"Severe Injury" means any physical injury to another domestic animal or a person caused by a Dog that is life threatening or results in broken bones or lacerations requiring sutures or cosmetic surgery.

"Side Yard" means extending from the Front Yard to the Rear Yard between the side boundary of the Parcel and the wall of the main Building thereon [see sketch in Schedule B].

"Special Event" means any public or private event, gathering, celebration, festival, competition, contest, exposition or similar type of activity as defined in the Town of Olds Special Events Bylaw and any amendments to the Special Events Bylaw.

"Spit" means to eject phlegm, saliva, chewing tobacco juice or any other substance from the mouth.

"Statutory Holiday" means News Years Day, Alberta Family Day, Good Friday, Easter Monday, Victoria Day, Canada Day, Heritage Day, Labour Day, Thanksgiving, Remembrance Day, Christmas Day and Boxing Day.

"Threatening Behaviour" means a behaviour that creates a reasonable apprehension of a threat of physical injury and may include growling, lunging, snarling or chasing in a menacing fashion.

“Town” means the Town of Olds, a municipal corporation in the Province of Alberta and where the context so requires, means the area contained within the corporate boundaries of the Town.

“Toxic Waste” means ashes generated by an incinerator and any other solid, liquid or gaseous substance defined by the Province of Alberta as toxic and/or hazardous.

“Truck Route” means a Highway/Roadway within the Town upon which the operation of Heavy Vehicles is permitted, and which has been designated as such.

“Unightly Premises” means any Property, or part of, which is characterized by visual evidence of a lack of general maintenance and upkeep by the excessive accumulation of:

- a. uncut grass, dust or excessive weeds;
- b. Garbage, Animal Material, General Waste, Biological Waste, Building Materials, Toxic Waste, Wood Waste, Yard Material, petroleum products, hazardous materials, disassembled equipment or machinery, broken household chattels or goods,
- c. the whole or any part of any Vehicle or Vehicles which are not registered with the Motor Vehicle Registry for the current year and which are inoperative by reason of disrepair, removed parts or missing equipment;
- d. equipment or machinery which has been rendered inoperative by reason of disassembly, age or mechanical condition, including household appliances; or
- e. any other form of scrap, litter, trash, or waste of any kind.

“Urinate” means to discharge urine from the body.

“Utility Trailer” means a vehicle so designed that it may be attached to or drawn by a motor vehicle and intended to transport or store property or goods, includes but not limited to hauling: boats, jet skis, all-terrain vehicles, off road motor bikes, snowmobiles, and trailers to carry them.

“Vehicle” means a device in, on or by which a Person or thing may be transported or drawn on a Highway and includes a combination of Vehicles but does not include a mobility aid.

“Vicious Dog” means a Dog that, whether on public or private Property, has:

- a. bitten, attacked, chased, injured or caused injury to a Person or other animal;
- b. created the reasonable apprehension of a threat of physical injury to a Person or other Animals;
- c. in the opinion of a Peace Officer, based on-observation or on the basis of facts gathered through an investigation, or which in the opinion of a Judge or Justice of the Provincial Court who has entered a conviction in respect of the Dog for a contravention of this Bylaw, presents a threat of serious harm to a Person or persons or other animals; or
- d. been declared by a Court to be a “Dangerous Dog”, or declared pursuant to a Bylaw of another municipal jurisdiction to be a Vicious Dog or otherwise a danger or threat to persons or other animals.

"Veterinarian" means a registered Veterinarian as defined in the Veterinary Profession Act, R.S.A. 2000, c.V-2;

"Violation Tag" means a tag or similar document issued by the Town pursuant to the Municipal Government Act, R.S.A. 2000, c.M-26 as amended.

"Violation Ticket" means a ticket issued pursuant to Part II and/or Part III of the Provincial Offences Procedures Act, R.S.A. 2000.

"Wood Waste" means dry and burnable wood products.

"Xeriscape" means a creative, natural approach for constructing low maintenance, water efficient, and sustainable landscapes. It includes designing the landscape using native plants and drought-tolerant species which require less water and chemicals.

"Yard Material" means waste material of an organic nature formed as a result of gardening, horticultural pursuits, or agricultural activities and includes grass, tree and hedge cuttings, waste sod and decomposing plants, leaves and weeds.

### **PART THREE: PUBLIC BEHAVIOURS and NUISANCES**

#### **Cause a Disturbance**

- 3.1 No Person located in a Public Place shall disturb the peace and enjoyment of other members of the public by:
- a. screaming, shouting, or using loud, abusive or grossly insulting language;
  - b. being intoxicated by alcohol or other substances; or
  - c. openly exposing or exhibiting an indecent act.

#### **Dangerous Practices**

- 3.2 No Person shall throw or propel an object that is reasonably likely to cause injury to another Person or Damage To Property. A Special Event held on public Property that uses a Projectile, or Projectiles, may require a Special Event permit.

#### **Fighting**

- 3.3 No Person shall participate in a Fight in any Public Place or within the sight or hearing of the public on any Property.

#### **Graffiti**

- 3.4 No Person shall place Graffiti or cause it to be placed on any Property.
- 3.5 No Owner shall cause, allow or permit Graffiti on their Premises:
- a. All Graffiti shall be removed, painted over, or otherwise permanently blocked from public view.
  - b. Within seventy-two (72) hours of becoming aware of the Graffiti, the Property Owner shall ensure that all reasonable steps are taken to minimize the duration and visual impact of Graffiti placed on their Property.

#### **Interference with Property**

- 3.6 No Person shall damage, destroy, deface, tamper or otherwise interfere with any Property.

#### **Loitering**

- 3.7 No Person shall Loiter in a Public Place and thereby obstruct the passage of any other Person.
- 3.8 No Person shall stand or put his/her feet on the top or surface of any table, bench, planter, sculpture or other fixture in a Public Place.

**Noise**

3.9 No Person shall cause or permit Noise.

3.10 No Person shall permit Property that they own or control to be used so that Noise from the Property annoys or disturbs the peace of any other Person.

Noise: Exception

3.11 The regulation of Noise shall not apply to Special Event activities under the Town of Olds Special Events Bylaw.

Noise: Industrial

3.12 Nothing in this bylaw shall prevent the continual operation or carrying on of an industrial activity where the activity is one which is a permitted use or, an approved discretionary use under the Land Use Bylaw.

**Noise: Construction**

3.13 Unless permission from the Development Officer of the Town for such operation is first obtained:

- a. no Person shall carry on the construction of any type of structure which involves hammering, sawing or the use of any mechanical tools or equipment capable of creating a sound which may be heard outside the boundary of the site on which the activity is being carried on in any district other than one designated in the Land Use Bylaw as an industrial district after the hour of ten (10) o'clock in the evening and before the hour of seven (7) o'clock in the morning of any day.

**Noise: Construction: Exception**

3.14 Nothing in this Bylaw shall apply to work carried on by the Town, or by a contractor carrying out the instructions of the Town.

3.15 Nothing in this Bylaw shall prevent contractors carrying out snow removal from commercial or industrial sites which are not adjacent to Residential Districts.

Bylaw No. 2017-18 Amending:

3.16 In the case of snow removal from commercial or industrial sites located adjacent to Residential Districts and/or areas of Residential Use, and where in the reasonable opinion of the Community Peace Officer it is necessary to ensure the peace and quiet of residents, the Community Peace Officer may require Noise abatement practices including one or both of the following:

- a. a requirement that snow not be removed between 12:00 a.m. and 6:00 a.m.;
- b. a requirement that snow be removed from a site in a sequence which is least disruptive to the peace and quiet of residents.

### **Nuisance**

3.17 No Person shall cause a Nuisance.

### **Spitting**

3.18 No Person shall Spit in any Public Place or within the sight of the public on any Property.

3.19 No Person located in or on any Public Place shall Spit into or onto any other Property; with the exception of individuals participating in an organized sporting event on public Property wherein participants are governed by rules of conduct.

### **Urination & Defecation**

3.20 No Person shall Defecate or Urinate in or on a Public Place or within the sight of the public on any Property.

3.21 No Person located in or on any Public Place shall Defecate or Urinate into or onto any other Property.

## **PART FOUR: CARE OF PROPERTIES**

### **Grass, Trees and Weeds**

4.1 An Owner is required to control all Yard Material on their Property and on any boulevard which abuts or adjoins the Property, including up to the center of lanes or alleys at the rear or side of the Property.

4.2 An Owner is required to maintain or remove any and all trees on their Property that, due to deterioration of condition or for any other reason, are a public safety hazard.

4.3 All parts of a Parcel not covered by Buildings, driveways, parking areas, pedestrian circulation facilities, storage and display areas and not part of a minimum required landscaped area shall be seeded to grass, sodded, cultivated as a garden, Xeriscaped or left with its natural grass.

Bylaw No. 2017-18 Amending:

4.4 No Owner or occupant of private Property located at an intersection of Roadways, excluding an intersection with an alley, shall allow any vegetation within the triangular portion of the Property closest to the intersection, measured from the corner of the intersection to a distance of six (6) metres each direction along the edge of the curb or, in the absence of a sidewalk, the edge of the Roadway, to grow to height greater than one (1) metre or, in the case of trees or shrubs overhanging the said portion of the Property, to a height less than one (1) metre.



Bylaw No. 2017-18 Amending:

- 4.5 Any vegetation overhanging a boulevard, Roadway or alley must be more than four (4) metres above public sidewalk, boulevard, Roadway or alley.

Any vegetation overhanging a sidewalk, must be more than three (3) meters above public sidewalk.

### **Security / Intruder Alarms**

- 4.6 No Person shall cause nor allow the issuing of a False Alarm due to or resulting from faulty, damaged or malfunctioning alarm equipment.
- 4.7 Prior fines or warning letters shall be deemed to have not occurred if a one (1) year period has elapsed between the time of a previous warning letter or fine and a new alleged violation.

### **Snow on Sidewalk**

- 4.8 An Owner shall ensure the removal from any improved public sidewalk located adjacent to the Property, including private driveway crossings, all snow and ice deposited, whether from natural or unnatural means, within forty-eight (48) hours of deposit.
- 4.9 An Owner shall ensure that no snow is removed from their Property and placed on any public sidewalk, alley, Roadway, or street in the Town, with the exception of properties at the following locations:
- a. 50 Avenue from 46 Street (Hwy27) to 53 Street;
  - b. 51 Street from 50 Avenue to 51 Avenue;
  - c. 50 Street from 50<sup>th</sup> Avenue to 51 Avenue;
  - d. Commercial properties on the north side of the 5100 block of 50 Street, being 5102, 5110, 5113 and 5118 50 Street;
  - e. 49 Street from 50<sup>th</sup> Avenue to 51 Avenue;
  - f. South side of the 5000 block of 48 Street between 50 Avenue to the first alley access to the west of 50 Avenue;
  - g. East side of 49 Avenue from 46 Street (Hwy 27) to 52 Street; and
  - h. The following addresses on 50<sup>th</sup> Street, being 5001, 4919 and 4834.
- 4.10 Snow and ice will be considered removed when the sidewalk is cleaned for the entire width of the sidewalk to the sidewalk surface as completely and as reasonably possible.
- 4.11 Where an Owner is absent, the Owner must make arrangements to ensure the sidewalks are maintained in accordance with this Bylaw.

### **Unsightly Premises**

- 4.12 No Owner shall cause, allow or permit their Premises to become or to continue to be an Unsightly Premise.
- 4.13 Exterior storage of materials in an unsightly condition on a Parcel in any district, that is deemed to require screening by the Development Authority, has three (3) months to install screening to the satisfaction of the Development Authority.
- 4.14 An Owner shall ensure that Building Material on their Premises is removed or contained and secured in such a manner that prevents such material from being blown off or scattered from the Property.
- 4.15 The provisions of this Bylaw shall not be interpreted to prevent bona fide and permitted commercial, industrial, agricultural, construction, demolition, renovation, landscaping, clean-up, storage or other related activities from being carried out on, or in relation to a Premises.
- 4.16 The Owner of a Premises that carries on or, permits the carrying on of any activities referred to in section 4.17 shall ensure that all reasonable steps are taken to minimize the duration and visual impact of any resulting untidiness or unsightliness of the Premises.

### **Waste Management**

- 4.17 As per Town of Olds Waste Management Bylaw 2005-21, the Owner or occupant of a Dwelling or Other Premises shall be responsible to:
  - a. Prevent the accumulation of waste at a Dwelling or Other Premises to the point where an unsanitary, unsafe or unsightly condition develops.
  - b. Store all waste in such a manner as to prevent any material from being scattered, blown, spilled or otherwise dispersed, to prevent any odours from escaping or any Nuisance being caused.
  - c. Bag all General Waste and place it in the container or receptacle assigned.
  - d. Not overfill the container beyond its normal, lid closed capacity.
  - e. Keep that portion of the lane and street adjacent to the Dwelling or Other Premises from the Property line to the centerline of the lane or street, in a clean and tidy condition and free from waste.
  - f. Dispose in a proper manner, at an approved site, any waste for which the Town or its agent does or does not accept responsibility for collection and disposal.
  - g. Where directed, comply with any requirements to separate any materials for separate collection and disposal.
  - h. Place front street roll-out bins against the curb on the street and remove within twelve (12) hours of collection day.

- i. Place bins for alley pick up off of the driving portion of the alley as to allow room for the collection truck and other traffic.

4.18 No Owner, occupant or employee of a Dwelling or Other Premises shall:

- a. dispose of any waste at a location not designated by the Town for disposal;
- b. place any waste at a Dwelling or Other Premises at which they are not the Owner, occupant or employee;
- c. place any waste into a container or receptacle that is not designated for that use;  
or
- d. overfill a container beyond its normal, lid closed capacity.

4.19 No Person shall burn or be responsible for the burning of any waste.

4.20 Notwithstanding section 4.21 the Town may permit controlled burning in accordance with the Town of Olds Fire Bylaw 2005-06.

4.21 No Person shall illegally dispose of toxic or Biological Waste within the corporate limits of the Town.

4.22 No Person shall place grass clippings from outside of Town boundaries in any Community Container or receptacle.

4.23 No Person shall have exterior storage of piles of wood or metal, or other salvage materials that are in an unsightly condition on a Parcel in any district, unless it is suitably housed or screened to the satisfaction of the Development Authority.

#### **PART FIVE: PARKING AND TRAFFIC**

5.1 As per the Town of Olds Land Use Bylaw 01-23, no Person shall allow a Motor Vehicle that is unregistered or derelict to remain or to be parked on a Parcel in a Residential District, unless it is suitably housed or screened to the satisfaction of the Development Authority.

Bylaw No. 2017-18 Amending:

5.2 As per the Land Use Bylaw 01-23, a holiday trailer, motor home or camper parked in any land use district, excluding a designated campground or Recreational Facility district, may be used for living and sleeping accommodation for a maximum period of thirty (30) days per annum.

Bylaw No. 2017-18 Amending:

5.3 No Person shall Park on a Roadway in a Residential District any Vehicle of more than 4,540 kg. G.V.W. (as listed on the official Government registration certificate, regardless of the vehicle's actual weight at a specific time) including but not limited to: a truck, bus, trailer, or delivery van, except:

- a. when such Vehicle is actively engaged in bona fide delivery, transport, or other similar activities; or
- b. when such Heavy Vehicle does not exceed 6.75 metres in length, and does not have a Load and/or Trailer.

Bylaw No. 2017-18 Amending:

5.4 Heavy Vehicle Parking within residential areas by permit only. Unless authorized by special permit, no person shall allow any Vehicle over 4,540 kg (as listed on the official Government registration certificate, regardless of the vehicle's actual weight at a specific time) be parked or stored on an approved Parking Pad on a Parcel in a Residential District and/or area of Residential Use.

- a. A Heavy Vehicle Parking permit may be issued by the Town for the purpose of allowing Vehicles between 4,540 kg. and 11,500 kg. G.V.W. (as listed on the official Government registration certificate, regardless of the vehicle's actual weight at a specific time) to be parked or stored on an approved Parking Pad on a Parcel in a Residential District and/or area of Residential Use.
- b. No Heavy Vehicle exceeding the following is permitted:
  - i. 2 axels ;
  - ii. 9 metres length;
  - iii. 11,500 GVW.
- c. No person shall Park in excess of One (1) Heavy Vehicle per Parcel;
- d. A person may drive a Heavy Vehicle to and from the place where it is stored or parked, and in doing so, shall drive it on the Roadway forming the most direct accessible connection between the location where the Heavy Vehicle is permitted to be parked and the nearest Truck Route.

5.5 No Person shall allow any Vehicle of more than 11,500 kg. and/or a length of more than 9 metres and/or an overall height of 2.75 meters and/or an overall width of 2.25 meters, other than a Recreational Vehicle or Camper, to be parked or stored on a Parcel in a Residential District and/or area of Residential Use. A Vehicle is more than 11,500 kg. G.V.W. when a gross allowable maximum vehicle weight in excess of 11,500 kg. as listed on the official Government registration certificate, regardless of the vehicle's actual weight at a specific time.

5.6 No Person shall Park any trailer, whether designed for occupancy or for the carrying of goods and equipment, upon any Roadway or public parking lot unless said trailer is fully attached to a Vehicle by which it may safely and lawfully be drawn along a Roadway.

5.7 The operator or Owner of a Motor Vehicle that has a Camper shall not remove or leave the Camper on or extending over any sidewalk, boulevard, alley or any portion of a Roadway.

5.8 No Person shall Park any Vehicle on a Highway, Roadway, alley or public parking lot owned by or in the care, custody and control of the Town, unless otherwise provided for in this Bylaw, for a period exceeding seventy-two (72) hours.

For the purposes of this section, after exceeding the seventy-two (72) hour parking allowance, the Vehicle must be moved at least two hundred (200) meters from its original location for a period of at least forty-eight (48) hours.

5.9 Front Yard parking in a Residential District; Vehicles, Recreation Vehicles, and Utility Trailers must park on a Driveway or Accessory Parking Pad as approved by the Development Authority.

- a. An Accessory Parking Pad in the Front Yard shall require a Landscaped Area of a minimum 1.5 m from the Roadway to buffer access to sidewalk or Roadway, and no Vehicle shall park in the buffer area.
- b. No person shall park a RV on an Accessory Parking Pad in a Front Yard where the location of the RV blocks the view of the entrance of the dwelling from the street.
- c. No person shall park a RV on an Accessory Parking Pad in the Front Yard between the Façade and the front street property line, excluding an area in front of a Garage.

Exception: the regulation of Front Yard RV parking 5.9 (b) and (c) shall not apply to parcels defined in the Land Use Bylaw as UR, R5, and R5A.

5.10 Recreation Vehicles and Utility Trailers may be parked on a residential parcel:

- a. on an approved Driveway;
- b. in the Rear Yard of the residential property;
- c. in a Garage; or
- d. on a Side Yard on an approved Accessory Parking Area.

5.11 No Person shall Park a Recreation Vehicle, whether designed for occupancy or for the carrying of goods and equipment, on a Highway, Roadway, alley, or public parking lot owned by or in the care, custody and control of the Town, unless otherwise provided for in this Bylaw, for a period exceeding forty-eight (48) hours.

For the purposes of this section, a Recreation Vehicle shall be considered to have remained parked in a particular location until such time as the Vehicle has been moved at least two hundred (200) metres from its original location for a period of at least forty-eight (48) hours.

5.12 No Person shall Park a Vehicle on private Property with any part of the Vehicle extending over a sidewalk or Roadway.

5.13 The Chief Administrative Officer is hereby authorized to establish, sign or otherwise designate such parking stalls or zones within the Town as he/she deems necessary for the exclusive parking of Vehicles bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services.

- 5.14 No Person shall Park or stop a Vehicle which does not display a disabled placard or license plate that is issued or recognized by the Registrar of Motor Vehicle Services in a parking space clearly signed or otherwise designated as a Disabled Parking Zone.
- 5.15 No Person shall allow the engine or motor of any stationary Vehicle to remain running for a period of time longer than twenty (20) minutes:
- a. in a residential area, or
  - b. in any other area where prohibited by traffic control device.
- 5.16 No Person shall place an electrical cord on or above a sidewalk, unless it is a minimum height of 2.5 metres above the sidewalk.
- 5.17 No Person shall damage a sidewalk.
- 5.18 No Person shall wash, service or repair a Vehicle on any Roadway, sidewalk, boulevard or Median within the Town.
- 5.19 All Persons shall take due care and attention when washing, servicing or repairing Vehicles on a property so that no Person shall permit to be discharged into any sewer, any liquid or liquids which would prejudicially affect the wastewater.
- 5.20 No Owner or occupant of Property shall Park a Vehicle or build, place, erect or continue the existence of a fence, wall, dirt pile, snow pile or other object adjacent to and within six (6) metres of the nearest corner of a street intersection where visibility is obstructed for safe traffic flow.
- 5.21 No Person shall place or deposit, or allow the placement or deposit, of any object, refuse, building or other materials, dumpsters, snow, earth, sand, gravel, sod, or any other matter on a Roadway, sidewalk, boulevard or Median, excepting Vehicles and materials for which specific permission has been granted by the Chief Administrative Officer.

## **PART SIX: DOGS AND CATS**

### **Dog Licensing**

Bylaw No. 2019-30 Amending:

- 6.1 An Owner of a Dog shall provide the necessary documentation, including, but not limited to, Veterinarian records, when requested by a Peace Officer.

Bylaw No. 2019-30 Amending:

- 6.2 The Owner and/or Person in care or control of a Dog is guilty of an offence, whether the Dog is leashed or at-large, if such Dog enters into or on to the immediate area of a green space, playground, sports field, cemetery, swimming area, splash park pad, recreational facility, or any other area which a Dog is prohibited by posted Town signs or prohibited as directed by a Peace Officer.

- 6.3 An Owner of a Dog shall annually purchase a Dog License from the Town for each Dog owned at the annual fee as set out in the Town of Olds Rates Bylaw:
- a. on or before January 31 of the current License year;
  - b. within thirty (30) days following the Dog having attained three (3) months of age;
  - c. within thirty (30) days after acquiring possession of the Dog, whichever date is the latter.
- 6.4 Notwithstanding section 6.1 where the Town is satisfied that a Dog is being used as a Qualified Service Dog, the Dog must be licensed and no fee will be payable.
- 6.5 An Owner of a Dog shall not allow the Dog to leave the Premises of the Owner unless the Dog is wearing a collar and current License tag assigned for that Dog.

Bylaw No. 2019-30 Amending:

- 6.6 A Dog Licence may be refused or revoked because of substantiated complaints received from at least two (2) or more Persons residing in the Town, that the permitting of a Dog License would, in the opinion of the Peace Officer, be detrimental to residents of the Town. The documented concerns of an applicant/registered Owner and/or behavior of the Dog shall be a consideration in the sanctioning of a licence. The Town shall have seven (7) business days following the issuance of a Dog Licence to inform the applicant that a Dog Licence is refused/revoked. The revocation or refusal may be appealed pursuant to the provisions of this Bylaw.

Bylaw No. 2017-18 Amending:

- 6.7 In the case of a refusal or revocation of a Dog License, the applicant will be given the reasons, in writing, within ten (10) days of the refusal. The revocation or refusal may be appealed pursuant to the provisions of this Bylaw.

Bylaw No. 2019-30 Amending:

- 6.8 No Person shall keep in a Dwelling more than three (3) Dogs of an age more than three (3) months.

### **Dog Owner Responsibilities**

Bylaw No. 2017-18 Amending:

- 6.9 The Owner of a Dog shall:
- a. purchase an annual License;
  - b. ensure that the Dog is not At Large;
  - c. ensure that the Dog, when off the Owner's Property, is on a Leash and under the control of a Competent Person; and
  - d. when the Dog Defecates on any Property other than the Property of the Owner, immediately remove all feces.

6.10 No Person shall leave a Dog inside an unattended Motor Vehicle, whether on public or private Property, unless:

- a. there is adequate ventilation and temperature control provided for the health and well-being of the Dog; and
- b. the Dog is restricted and restrained so as to prevent the Dog's escape from the Vehicle, or its access to Persons or animals in the vicinity of the Vehicle.

6.11 The Owner of a Motor Vehicle involved in a contravention of section 6.9 of this Bylaw is guilty of an offence unless that Vehicle Owner satisfies the Court that the Vehicle was being driven or was parked by another Person that did not have the Vehicle Owner's express or implied consent to operate the Vehicle.

Bylaw No. 2019-30 Amending:

6.12 An Owner of a Dog shall ensure that the Dog:

- a. does not Attack, Bite, or cause injury (Minor or Severe Injury) to a Person or another Animal, whether on or off the Property of the Owner;
- b. does Threatening Behaviour that causes a Person to fear for their safety while on public or private Property, except where that Person is actually trespassing on the Property of the Dog Owner;
- c. does not chase another Animal, bicycle, Motor Vehicle or other Vehicle;
- d. does not engage in any other activity that causes injury to a Person or another Animal whether on the Property of the Owner or not;
- e. does not cause damage to public Property or private Property, not including the private Property owned or occupied by the Owner;
- f. does not do anything to cause Garbage retained in waste receptacles or other containers to be scattered on public or private Property;
- g. in the case of a female Dog in heat, is not kept at any location where the Dog is a source of attraction to other Dogs;
- h. does not enter a garden or floral area on public or private Property;
- i. does not enter into or upon the immediate area of a playground equipment area or a sand play area of a playground, or splash park pad; and
- j. does not habitually or excessively bark, howl or engage in any other activity that causes Noise. In determining what constitutes Noise, consideration may be given, but is not limited to:
  - i. Proximity of the property where the dog resides;
  - ii. Type, volume and duration of the noise or sound;
  - iii. Time of day or night and day of the week;
  - iv. Nature and use of the surrounding area;
  - v. Whether the noise or sound is recurrent or constant; and
  - vi. Any other relevant factor deemed reasonable by the Peace Officer.



Bylaw No. 2019-30 Amending

- 6.13 A Peace Officer may request any Person complaining about a Dog excessively barking, howling or engaging in any other activity that causes noise to keep a log of all occurrences for a period of time specified by the Peace Officer. Any Person complaining about a Dog excessively barking, howling or engaging in any other activity that causes noise, when requested shall submit a statement in writing to a Peace Officer of the Town, and agree to give testimony in any court proceeding that may arise.
- 6.14 An Owner or occupant of Premises where one (1) or more Dogs are kept shall not allow the Premises to become littered with Dog feces to an extent that the Premises becomes objectionable, either visually or because of foul odours, to residents of neighbouring properties.
- 6.15 Through a resolution of Council, the Town may designate areas as an Off Leash Area.

**Vicious Dog**

Bylaw No. 2019-30 Amending

- 6.16 A Dog may be declared by a Peace Officer to be a Vicious Dog pursuant to this Bylaw and will be licensed as such by the Town and subject to special provisions of this Bylaw pertaining to Vicious Dogs. A Peace Officer may declare an Animal of any age to be a Vicious if the Peace Officer has reasonable and probable grounds, based on their own observations or an investigation, to believe that the Animal has, on public or private property:
- a. Attacked, Bitten, caused injury (Minor or Severe Injury), or exhibited Threatening Behaviour to a Person;
  - b. Attacked, Bitten, or caused injury (Minor or Severe Injury) to any Animal;
  - c. chased any Animal, bicycle, Vehicle, or Person;
  - d. caused damage to, or destroyed, any public or private property.
- 6.17 The Owner of a Dog declared to be a Vicious Dog pursuant to this Part shall be served with a Notice setting out the reasons therefore, the responsibilities of an Owner of a Vicious Dog pursuant to this Bylaw and the process of appeal available to the Owner of the Dog:
- e. The Owner of a Vicious Dog must be at least eighteen (18) years of age.
  - f. The revocation or refusal may be appealed pursuant to the provisions of this Bylaw.
  - g. Where a Notice has been served on the Owner of a Dog declared to be a Vicious Dog, for the purposes of this Bylaw, the Dog will be deemed to be a Vicious Dog throughout any appeal proceedings unless a decision arising from an appeal is rendered that the Dog is not a Vicious Dog.

6.18 Within five (5) days of a Dog being declared a Vicious Dog pursuant to this Bylaw, the Owner shall:

- a. arrange to have the Dog tattooed or implanted with an electronic identification microchip by a licensed veterinarian and provide the Town with documentary proof of doing so immediately thereafter; and
- b. license the Dog as a Vicious Dog with the Town.

6.19 The Owner of a Vicious Dog shall:

- a. Ensure adherence to Dog Owner responsibilities pursuant to this Part.
- b. When selling or otherwise giving the Dog to a new Owner, fully inform the new Owner that the Dog has been declared a Vicious Dog by the Town.
- c. Notify the Town of a change in ownership of the Dog or the death of the Dog within three (3) Business Days of the date of change in ownership or death.
- d. When becoming a new Owner of a Dog known to be declared a Vicious Dog pursuant to this Bylaw, License the Dog with the Town within three (3) Business Days, excluding weekends and Statutory Holidays of acquiring the Dog.
- e. Obtain an annual Vicious Dog License from the Town as required by this Bylaw.
- f. Ensure that the Dog is wearing a collar and current License tag assigned for that Dog whenever the Dog is off the Property of the Owner.

6.20 When a Vicious Dog is on the Premises of the Owner, the Owner shall ensure that:

- a. the Dog is confined indoors; or
- b. when the Dog is not confined indoors, it is confined in a locked pen or other structure that complies with the provisions of Section 6.19 of this Bylaw, and which is constructed so as to prevent the escape of the Dog and the entry of any Person not in possession or control of the Dog.

6.21 A locked pen or other structure required pursuant to Section 6.18 shall:

- a. be of minimum dimensions of one and one half (1.5) metres by three (3) metres, and three (3) metres in height;
- b. have secure sides and a secure top, and if it has no bottom secured to the sides, the sides must be embedded into the ground to a minimum depth of thirty (30) centimetres; and
- c. not be located within one (1) metre of the Property line of the Owner of the Dog or within five (5) metres of a neighbouring residential Dwelling.

6.22 When a Vicious Dog is off the Property of the Owner, the Owner shall ensure that the Dog:

- a. is securely muzzled;
- b. is secured in a harness or Leash which shall not exceed one (1) metre in length and is adequate to control the Dog;
- c. is under the control of a Competent Person who is at least eighteen (18) years of age; and
- d. when the Dog is At Large, the Town is notified immediately.

### **Dog Impound**

- 6.23 A Peace Officer may capture and Impound any Dog which is not adequately confined or restrained so as to prevent it from being At Large.
- 6.24 A Peace Officer may enter onto the land surrounding any Building for the purpose of impounding a Dog on private or public Property.
- 6.25 A Peace Officer may use any humane method, including, but not limited to, the use of capture devices or tranquilizer equipment to capture a Dog that is subject to impoundment.
- 6.26 An impounded Dog may be reclaimed by or on behalf of the Owner after payment is first made to the Town during normal office hours for:
- a. any required Dog License fee;
  - b. other fees as set out in the Town of Olds Rates Bylaw relating to the Dog's capture, impoundment, care and subsistence; and
  - c. costs paid directly to a veterinary clinic for any required veterinary services provided while impounded.
- 6.27 An impounded Dog will be retained for a minimum of three (3) Business Days where the identity of the Owner is not determined within that time, or a minimum of five (5) Business Days where the identity of the Owner is known and the Dog is not claimed within that time by the Owner by either taking possession of the Dog or by making arrangements through the Town for further retention of the Dog.
- 6.28 A Peace Officer may retain a Dog for a longer period than provided in section 6.27 of this Bylaw, if it is determined that the circumstances warrant the extension. The decision to allow such an extension is at the discretion of the Peace Officer and all additional expenses are the responsibility of the Owner.

An impounded Dog that is not claimed within the applicable time period and in accordance with the provisions this Bylaw, may be disposed of under the authorization of a Peace Officer by:

- a. adopting the Dog out; or
- b. euthanization by a qualified veterinarian when the Peace Officer is satisfied, through consultation with a qualified veterinarian, that the Dog is ill or injured to an extent that medical treatment is not practical, and under the circumstances, such measure is appropriate for humane purposes.

When an impounded Dog is disposed of in accordance with section 6.28 of this Bylaw, the owner of the Dog at the time of impoundment shall cease to have any right or title to the Dog. If the Dog is adopted, the ownership shall transfer to the Person(s) adopting the Dog.

When in the judgement of a licensed veterinarian, a Dog should be euthanized for humane reasons; such Dog may not be redeemed by the owner of the Dog at the time of impoundment.

- 6.29 In the case of a Dog that is obviously in extreme distress due to injury, a Peace Officer may perform, or cause to be performed, euthanization in a humane manner without consultation with a qualified veterinarian when such consultation cannot be done in a timely manner.
- 6.30 The regulation of Dogs in this Bylaw shall not apply to Special Event activities under the Town of Olds Special Events Bylaw.

### **Interference with a Dog**

- 6.31 No Person shall:
- a. untie, loosen or otherwise free a Dog which has been tied up or otherwise restrained, or willfully or negligently open a gate, door or other opening in a fence, pen or other enclosure in which a Dog has been confined and thereby allow the Dog to be At Large; or
  - b. abuse, tease, torment or annoy a Dog.

### **Cat Licensing**

- 6.32 An Owner of a Cat shall annually purchase a License from the Town for each Cat owned at the annual fee as set out in the Town of Olds Rates Bylaw:
- a. on or before January 31 of the current License year; or
  - b. within thirty (30) days following the Cat having attained three (3) months of age; or
  - c. within thirty (30) days after acquiring possession of the Cat; whichever date is the latter.
- 6.33 An Owner of a Cat shall not allow the Cat to leave the Premises of the Owner unless the Cat is wearing a collar and current License tag assigned for that Cat.

Bylaw No. 2017-18 Amending:

- 6.34 A Cat License may be refused or revoked because of substantiated complaints received from at least two (2) or more persons residing in the Town that the granting of the Hobby License would be detrimental to other residents of the Town.

Bylaw No. 2017-18 Amending:

- 6.35 In the case of a refusal or revocation of a Cat License, the applicant will be given the reasons, in writing, within ten (10) days of the refusal. The revocation or refusal may be appealed pursuant to the provisions of this Bylaw.

Bylaw No. 2017-18 Amending:

6.36 No Person shall keep in a household more than six (6) Cats of an age more than three (3) months unless that Person has obtained a valid business license from the Town.

### **Cat Owner Responsibilities**

Bylaw No. 2017-18 Amending:

6.37 An Owner of a Cat shall:

- a. purchase an annual License;
- b. ensure that the Cat is not At Large;
- c. ensure that the Cat, when off the Owner's Property, is on a Leash and under the control of a Competent Person;
- d. restrict their Cat from defecating on any Property other than the Property of the Owner;
- e. when the Cat Defecates on any Property other than the Property of the Owner, immediately remove all feces; and
- f. ensure that the Cat is wearing a collar and current License tag assigned for that Cat whenever the Cat is off the Property of the Owner.

6.38 No person shall leave a Cat inside an unattended motor vehicle, whether on public or private property, unless:

- a. there is adequate ventilation and temperature control provided for the health and well-being of the Cat; and
- b. the Cat is restricted and restrained so as to prevent the cat's escape from the vehicle, or it's access to persons or animals in the vicinity of the vehicle.

6.39 The owner of a motor vehicle involved in a contravention of section 6.39 of this Bylaw is guilty of an offence unless that vehicle owner satisfies the Court that the vehicle was being driven or was parked by another person that did not have the vehicle owner's express or implied consent to operate the vehicle.

6.40 An owner of a Cat shall ensure that the Cat:

- a. does not attack or bite a Person or another animal, whether on or off the Property of the Owner;
- b. does not engage in any activity that causes injury to a person or another animal whether on the property of the owner or not;
- c. does not cause damage to public property or private property, not including the private property owned or occupied by the owner;
- d. does not do anything to cause garbage retained in waste receptacles or other containers to be scattered on public or private property;
- e. in the case of a female Cat in heat, is not kept at any location where the Cat is a source of attraction to other Cats;
- f. does not enter a garden or floral area on public or private property;

- g. does not enter into or upon the immediate area of a playground equipment area or a sand play area of a playground; and
- h. does not habitually or excessively engage in any activity that causes noise.

### **Cat Impound**

6.41 A Peace Officer:

- a. May seize and Impound any Cat which is not adequately confined or restrained so as to prevent it from being At Large.
- b. Will not pursue a Cat At Large.
- c. May enter onto the land surrounding any Building for the purpose of impounding a Cat on private or public Property.

6.42 To assist in the seizure or capture of Cats, the Peace Officer may utilize live traps. Traps shall be used in a humane manner and shall be setup and monitored with authorization by the Peace Officer.

6.43 A Town of Olds resident may contact the Peace Officer for the authorization to obtain a live cat trap from the Town. Live traps shall be used in a humane manner and shall be setup and monitored with authorization from the Peace Officer.

6.44 An impounded Cat may be reclaimed by or on behalf of the Owner after payment is first made to the Town during normal office hours for:

- a. any required Cat License fee;
- b. other fees as set out in the Town of Olds Rates Bylaw relating to the Cat's capture, impoundment, care and subsistence; and
- c. costs paid directly to a veterinary clinic for any required veterinary services provided while impounded.

6.45 An impounded Cat will be retained for a minimum of three (3) Business Days where the identity of the Owner is not determined within that time, or a minimum of five (5) Business Days where the identity of the Owner is known and the Cat is not claimed within that time by the Owner by either taking possession of the Cat or by making arrangements through the Town for further retention of the Cat. During this period any healthy cat may be redeemed by its owner or agent of the owner upon payment per section 6.45 for the costs of impoundment.

6.46 A Peace Officer may retain a Cat for a longer period than provided in section 6.46 of this Bylaw, if it is determined that the circumstances warrant the extension. The decision to allow such an extension is at the discretion of the Peace Officer and all additional expenses are the responsibility of the Owner.

- 6.47 An impounded Cat that is not claimed within the applicable time period and in accordance with the provisions this Bylaw, may be disposed of under the authorization of a Peace Officer by:
- a. adopting the Cat out; or
  - b. euthanization by a qualified veterinarian when the Peace Officer is satisfied, through consultation with a qualified veterinarian, that the Cat is ill or injured to an extent that medical treatment is not practical, and under the circumstances, such measure is appropriate for humane purpose,
- 6.48 When an impounded Cat is disposed of in accordance with section 6.50 of this Bylaw, the owner of the Cat at the time of impoundment shall cease to have any right or title to the Cat. If the Cat is adopted, the ownership shall transfer to the Person(s) adopting the Cat.
- 6.49 When in the judgement of a licensed veterinarian, a Cat should be euthanized for humane reasons; such Cat may not be redeemed by the owner of the Cat at the time of impoundment.
- 6.50 In the case of a Cat that is obviously in extreme distress due to injury, a Peace Officer may perform, or cause to be performed, euthanization in a humane manner without consultation with a qualified veterinarian when such consultation cannot be done in a timely manner.

## **PART SEVEN: OFFENCES AND ENFORCEMENT**

A Person who contravenes any provision of this Bylaw is guilty of an offence.

- (i) A Person who is guilty of an offence is liable to a fine in an amount not less than that established in this Bylaw, and not exceeding \$10,000, and it imprisonment for not more than six (6) months for non-payment of a fine, and
- (ii) Without restricting the generality of subsection (i) the fine amount established are as set out in Schedule 'A'.

### **Powers of the Chief Administrative Officer (CAO)**

- 7.1 Without restricting any other power, duty or function granted by this Bylaw, the CAO may:
- a. carry out any inspections to determine compliance with this Bylaw;
  - b. take any steps or carry out any actions required to enforce this Bylaw;
  - c. take any steps or carry out any actions required to remedy a contravention of this Bylaw;
  - d. establish investigation and enforcement procedures with respect to residential, commercial, industrial or other types of Property and such procedures may differ depending on the type of Property in question;
  - e. establish areas where activities restricted by this Bylaw are permitted;
  - f. establish forms for the purposes of this Bylaw;
  - g. issue permits with such terms and conditions as are deemed appropriate;
  - h. establish the criteria to be met for a permit pursuant to this Bylaw; and
  - i. delegate any powers, duties or functions under this Bylaw to an employee of the Town.

## **Enforcement**

- 7.2 A Person to whom a permit or License has been issued pursuant to this Bylaw and any Person carrying out an activity otherwise regulated, restricted or prohibited by this Bylaw pursuant to such permit or License, shall comply with any terms or conditions forming part of the permit or License.
- 7.3 A Person shall not make any false or misleading statement or provide any false or misleading information to obtain a permit or License pursuant to this Bylaw.
- 7.4 The onus of proving a permit or License has been issued in relation to any activity otherwise regulated, restricted or prohibited by this Bylaw is on the Person alleging the existence of such a permit or License on a balance of probabilities.
- 7.5 A Peace Officer is hereby authorized and empowered to issue a Notice, Violation Tag, or Ticket to any Person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw. The Peace Officer may commence proceedings against such Person by:
- a. issuing the Person a Violation Ticket pursuant to the provisions of Part 2 of the Provincial Offences Procedure Act;
  - b. swearing out an Information and complaint against the Person; or
  - c. in lieu of prosecution, issuing the Person a Bylaw Violation Tag.
- 7.6 Where a Peace Officer issues a Person a Notice, Violation Tag, or Ticket in accordance of this Bylaw, the Officer may either:
- a. allow the Person to pay the specified penalty indicating such specified penalty on the Violation Tag or Ticket; or
  - b. require a Court appearance of the Person where the Peace Officer believes that such appearance is in the public interest, pursuant to the provisions of Part 2 of the Provincial Offences Procedure Act.
- 7.7 Where a Bylaw Violation Tag issued to a Person is not paid within fourteen (14) days of the date of issue, the Peace Officer may proceed by way of prosecution in accordance with section 7.6 of this Bylaw.
- 7.8 No provision of this Bylaw nor any action taken pursuant to any provision of this Bylaw shall restrict, limit, prevent or preclude the Town from pursuing any other remedy in relation to a Premises, Property or Person provided by the Municipal Government Act, or any other law of the Province of Alberta.



## **Appeal**

Bylaw No. 2019-30 Amending

- 7.9 The Owner of an Animal who has received a notice that their Dog is declared a Vicious Dog pursuant to section 6.14 or their Licence has been refused or revoked pursuant to sections 6.5 or 6.35 of this Bylaw within fourteen (14) days after the date the decision was communicated to the Person or Owner respectively, may by written notice request the Chief Administrative Officer review the decision. After reviewing the decision, the Chief Administrative Officer may confirm, contrast, add to, or cancel the decision.

## **PART EIGHT: GENERAL PROVISIONS**

### **Severability**

If any provision of these bylaws shall be held invalid or unenforceable, the invalidity or unenforceability shall attach only to that provision and shall not in any manner affect or render invalid or unenforceable any other provision, and these bylaws shall be interpreted and enforced as if the invalid or unenforceable provision were not contained herein.

**SCHEDULE 'A'**

<b>Charge Description</b>	<b>Section</b>	<b>Penalty in lieu of Prosecution</b>	<b>1<sup>st</sup> Offence</b>	<b>Subsequent Offences within 365 days/2<sup>nd</sup> Offence</b>	<b>3<sup>rd</sup> Offence</b>
Cause a Disturbance	3.1		250.00	500.00	500.00
Dangerous Practices	3.2		250.00	500.00	500.00
Fighting in Public	3.3		250.00	500.00	500.00
Place or Cause Graffiti	3.4		500.00	750.00	750.00
Failure to Remove Graffiti	3.5		100.00	200.00	300.00
Interference with Property	3.6		250.00	500.00	500.00
Loitering	3.7 & 3.8		250.00	500.00	500.00
Noise	3.9 - 3.16		250.00	500.00	1000.00
Causing a Nuisance	3.17		250.00	500.00	500.00
Spitting	3.18 & 3.19		250.00	500.00	500.00
Urination & Defecation	3.20 & 3.21		250.00	500.00	500.00
Yard Maintenance	4.1 - 4.5	50%	250.00	500.00	500.00
False Alarm	4.6 & 4.7		100.00	500.00	1000.00
Snow on Sidewalk	4.8 - 4.11	250.00	300.00	500.00	1000.00
Unightly Premises	4.12 - 4.16	250.00	300.00	500.00	1000.00
Waste Management	4.17 - 4.23		100.00	200.00	200.00
Failure to house or screen unregistered or derelict motor vehicle in residential district	5.1	125.00	250.00	500.00	500.00
Exceeding the maximum days for living and sleeping accommodation in a holiday trailer, motor home or camper	5.2	125.00	250.00	500.00	500.00

Parking a commercial Vehicle exceeding 4540 kg. G.V.W. on a Roadway in an area of Residential Use	5.3	125.00	250.00	500.00	500.00
Parking or storing a Vehicle of more than 4540 kg. kg G.V.W. and/or a length of more than 9 m in an area of Residential Use without a permit	5.4a	125.00	250.00	500.00	500.00
Parking or storing a Vehicle of more than 11,000 kg. kg G.V.W. and/or a length of more than 9 m in an area of Residential Use	5.4b	125.00	250.00	500.00	500.00
Parking or storing in excess of one (1) a Heavy Vehicle on a parcel	5.4b	125.00	250.00	500.00	500.00
Driving a Heavy Vehicle off a designated truck route	5.4c	125.00	250.00	500.00	500.00
Parking or storing a vehicle of more than 11000kg G.V.W. and/or a length of more than 9 m in an area of Residential Use	5.5	125.00	250.00	500.00	500.00
Trailer not attached to a vehicle while parked on a roadway or public parking lot	5.6	125.00	250.00	500.00	500.00
Camping accommodation extending over a sidewalk, boulevard, alley or any portion of roadway	5.7	125.00	250.00	500.00	500.00
Parked exceeding 72 hours	5.8	125.00	250.00	500.00	500.00
Failure to abide by Front Yard parking in a Residential District on a Driveway or Accessory Parking Pad	5.9	125.00	250.00	500.00	500.00
Parking of RV exceeding 48 hours	5.11	125.00	250.00	500.00	500.00
Vehicle extending over a sidewalk or roadway	5.12	125.00	250.00	500.00	500.00
Failure to display disabled identification	5.14	125.00	250.00	500.00	500.00
Run engine (a) in a residential area (b) where prohibited by traffic control device longer than 20 minutes	5.15	125.00	250.00	500.00	500.00
Electrical cord less than 2.5 metres above a sidewalk	5.16	125.00	250.00	500.00	500.00
Damage sidewalk	5.17	125.00	250.00	500.00	500.00

Wash, service or repair a vehicle on a roadway, sidewalk, boulevard or median	5.18	125.00	250.00	500.00	500.00
Permit to be discharged into any sewer, any liquid or liquids which would prejudicially affect the wastewater	5.19	125.00	250.00	500.00	500.00
Interference with safe traffic flow due to existence of a visual obstruction within eight metres of the nearest corner of a street intersection	5.20	125.00	250.00	500.00	500.00
Place objects or material on roadway, sidewalk boulevard or median without specific permission	5.21	125.00	250.00	500.00	500.00
Fail to provide documentation when requested by a Peace Officer.	6.1	125.00	250.00	500.00	500.00
Animal in prohibited area by posted Town signs or prohibited as directed by a Peace Officer.	6.2	125.00	250.00	500.00	500.00
Fail to obtain an annual dog license	6.3, 6.4 & 6.9.a.	125.00	250.00	500.00	500.00
Fail to ensure dog wears a license tag when off property of the owner	6.5	125.00	250.00	500.00	500.00
Keeping more than 3 dogs per dwelling	6.8	125.00	250.00	500.00	1000.00
Fail to ensure dog is not at large – licensed dog	6.9.b.	125.00	250.00	500.00	1000.00
Fail to ensure dog is not at large – unlicensed dog	6.9.b.	250.00	500.00	750.00	1000.00
Fail to ensure a licensed dog is on leash & under the control of a competent person	6.9.c.	125.00	250.00	300.00	1000.00
Fail to ensure an unlicensed dog is on leash & under the control of a competent person	6.9.c.	250.00	500.00	750.00	1000.00
Fail to ensure a vicious dog is on leash & under the control of a competent person	6.22.b. & c.	500.00	1000.00	2000.00	2500.00
Fail to immediately remove feces from any property other than the property of the owner	6.9.d.	125.00	250.00	500.00	1000.00
Leave dog in unattended motor vehicle without adequate ventilation	6.10.a. & 6.11	250.00	500.00	1000.00	1500.00

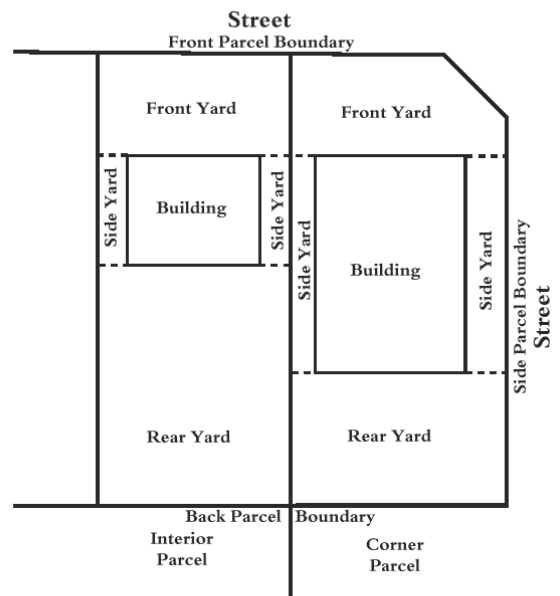
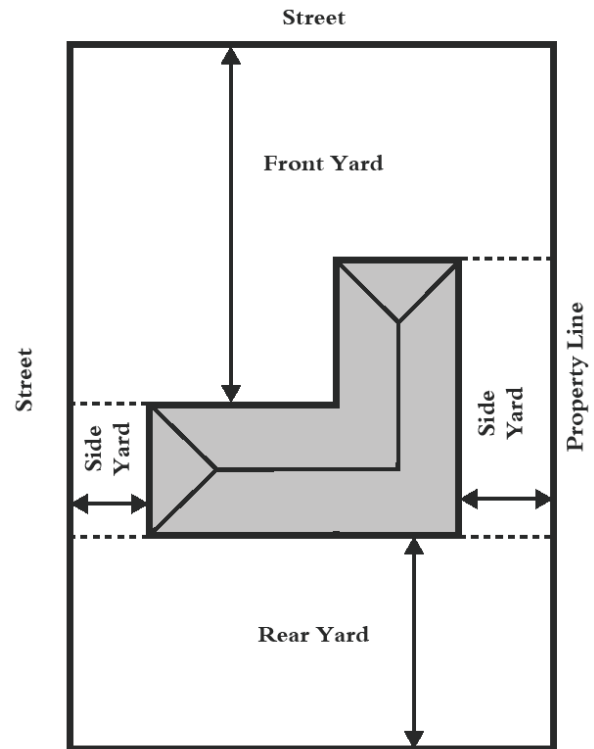
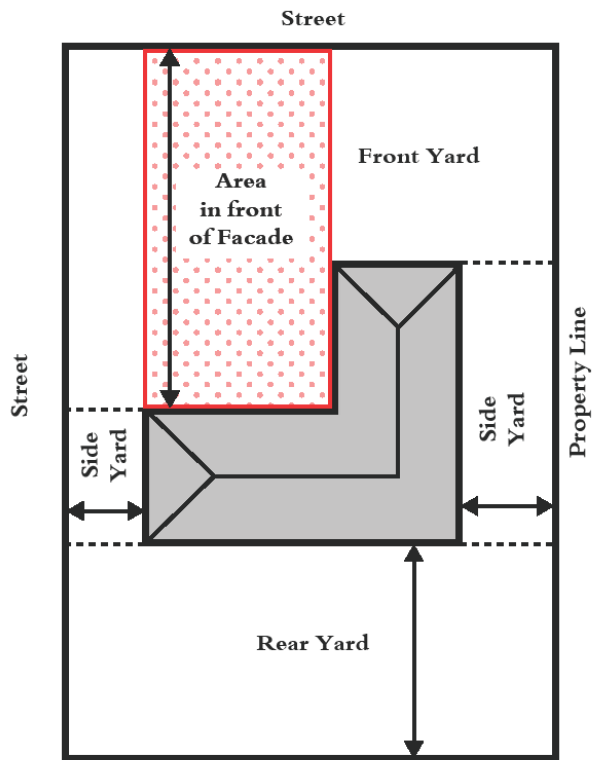
Leave dog in unattended motor vehicle without required restraints	6.10.b. & 6.11	125.00	250.00	500.00	1000.00
Dog attacks, bites, or causes injury to a person or animal (Minor Injury)	6.12.a.	300.00	500.00	1000.00	1500.00
Dog attacks, bites, or causes injury to a person or animal (Severe Injury)	6.12.a.	600.00	1000.00	2000.00	3000.00
Vicious dog attacks, bites, or causes injury to a person or animal (Minor Injury)	6.12.a.	1000.00	2000.00	2500.00	5000.00
Vicious dog attacks, bites, or causes injury to a person or animal (Severe Injury)	6.12.a.	2000.00	4000.00	5000.00	10000.00
Dog exhibits threatening behavior	6.12.b.	200.00	400.00	800.00	1200.00
Vicious dog exhibits threatening behavior	6.12.b.	1000.00	1500.00	2500.00	2500.00
Dog chases an animal, bicycle or vehicle	6.12.c.	200.00	400.00	800.00	1200.00
Vicious dog chases an animal, bicycle or vehicle	6.12.c.	1000.00	1500.00	2500.00	2500.00
Dog causes minor injury to a person or animal	6.12.d.	300.00	500.00	1000.00	1500.00
Dog causes severe injury to a person or animal	6.12.d.	500.00	100.00	2500.00	5000.00
Vicious dog causes minor injury to a person or animal	6.12.d.	1000.00	2000.00	2500.00	2500.00
Vicious dog causes severe injury to a person or animal	6.12.d.	2000.00	4000.00	5000.00	10000.00
Dog causes damage to public or private property	6.12.e.	300.00	500.00	800.00	1000.00
Vicious dog causes damage to public or private property	6.12.e.	1000.00	500.00	1000.00	1500.00
Dog causes garbage to be scattered	6.12.f.	125.00	500.00	1000.00	1000.00
Dog in heat, is kept where it is an attraction to other dogs	6.12.g.	125.00	250.00	500.00	1000.00
Dog enters a garden or floral area	6.12.h.	125.00	250.00	500.00	1000.00
Dog enters into or upon playground equipment area, sand play area in playground, or splash park pad	6.12.i.	125.00	250.00	500.00	1000.00
Dog habitually or excessively barks, howls, or other activity that causes noise	6.12.j.	125.00	250.00	500.00	1000.00
Owner/occupant of premises allows excessive accumulation of dog feces	6.14	125.00	250.00	500.00	1000.00

Fail to license, tattoo/microchip or identify a vicious dog	6.18.a., 6.18.b. & 6.19.e.	500.00	1000.00	2000.00	2500.00
Failure to ensure adherence to responsibilities of owning a vicious dog	6.19 & 6.22	500.00	1000.00	2000.00	2500.00
Fail to ensure vicious dog wears a collar and license tag when off property of the owner	6.19.f.	500.00	1000.00	2000.00	2500.00
Fail to confine vicious dog indoors or in locked pen outdoors	6.20 & 6.21	500.00	1000.00	2000.00	2500.00
Fail to follow regulations for a locked pen or structure	6.21	500.00	1000.00	2000.00	2500.00
Fail to follow regulations to control a vicious dog when off the property of the owner	6.22	500.00	1000.00	2000.00	2500.00
Interference with a dog	6.32	300.00	500.00	1000.00	1500.00
(Bylaw No. 2017-18 Amending) Fail to purchase an annual cat license	6.32 & 6.37	125.00	250.00	500.00	500.00
(Bylaw No. 2017-18 Amending) Keeping more than 6 cats per household	6.36	125.00	250.00	500.00	1000.00
Fail to ensure cat is not at large – licensed cat	6.38 b.	125.00	250.00	500.00	1000.00
Fail to ensure cat is not at large – unlicensed cat	6.38 b.	250.00	500.00	750.00	1000.00
Fail to ensure a cat is on leash & under the control of a competent person - licensed cat	6.38 c.	125.00	250.00	300.00	1000.00
Fail to ensure an cat is on leash & under the control of a competent person - unlicensed cat	6.38 c.	250.00	500.00	750.00	1000.00
Fail to restrict cat from defecating on any property, other than the property of the cat owner	6.38 e.	125.00	250.00	500.00	1000.00
Fail to immediately remove feces from any property other than the property of the owner	6.38 f.	125.00	250.00	500.00	1000.00
Fail to ensure cat wears a license tag when off property of the owner	6.38 g.				

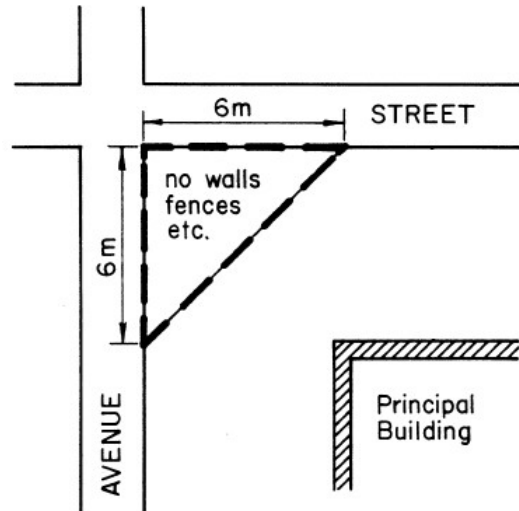
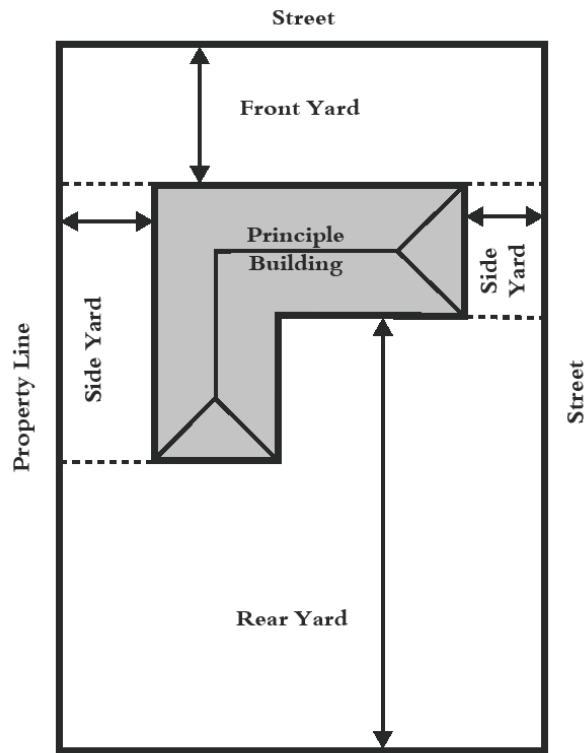
Leave cat in unattended motor vehicle without adequate ventilation	6.39 a. & 6.40	250.00	500.00	1000.00	1500.00
Leave cat in unattended motor vehicle without required restraints	6.39 b.	125.00	250.00	500.00	1000.00
Cat bites or attacks a person or animal	6.41 a.	300.00	500.00	1000.00	1500.00
Cat causes injury to a person or animal	6.41 b.	300.00	500.00	1000.00	1500.00
Cat causes damage to property other than the owners property	6.41 c.	125.00	500.00	1000.00	1000.00
Cat causes garbage to be scattered	6.41 d.	125.00	500.00	1000.00	1000.00
Cat in heat is kept where it is an attraction to other cats	6.41 e.	125.00	250.00	500.00	1000.00
Cat enters a garden or floral area	6.41 f.	125.00	250.00	500.00	1000.00
Cat enters into or upon playground equipment area or sand play area in playground	6.41 g.	125.00	250.00	500.00	1000.00
Fail to ensure cat is not causing noise	6.41 h.	125.00	250.00	500.00	1000.00

Note: Not all Penalties are reduced in lieu of Prosecution.

**SCHEDULE 'B' YARD DEFINITIONS**







**2015-08 Bylaw came into force the 4<sup>th</sup> day of July 2016**

Read for a first time on the 29<sup>th</sup> day of March 2016.

Read for a second time on the 29<sup>th</sup> day of March 2016.

Read for a third and final time on the 24<sup>th</sup> day of May 2016.

**2017-18 Amendment Bylaw**

Read for a first time on the 10<sup>th</sup> day of October, 2017.

Read for a second time on the 10<sup>th</sup> day of October, 2017.

Received Unanimous Consent for presentation of third reading the 10<sup>th</sup> day of October, 2017.

Read for a third and final time on the 10<sup>th</sup> day of October, 2017.

**2019-01 Amendment Bylaw**

Read for a first time on the 14<sup>th</sup> day of January, 2019.

Read for a second time on the 14<sup>th</sup> day of January, 2019.

Received Unanimous Consent for presentation of third reading the 14<sup>th</sup> day of January, 2019.

Read for a third and final time on the 14<sup>th</sup> day of January, 2019.

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Michael Muzychka, Mayor

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Michael Merritt, Chief Administrative Officer

Signed by the Mayor and Chief Administrative Officer this 3<sup>rd</sup> day of May, 2019.