

REGULAR COUNCIL MEETING AGENDA CARSTAIRS MUNICIPAL OFFICE TUESDAY, OCTOBER 14, 2025, 7:00 P.M.

Page

- 1. CALL TO ORDER
- 2. ADDED ITEMS

3. ADOPTION OF AGENDA

Adoption of agenda of October 14, 2025
 Motion: To adopt the agenda of October 14, 2025

4. ADOPTION OF MINUTES

3 - 7

a) Adoption of minutes of September 22, 2025 (addendum 4.a) Motion: To adopt the minutes of September 22, 2025



5. BUSINESS ARISING FROM PREVIOUS MEETING

8 - 20

a) Bylaw No. 1079-Dog Control Bylaw-Amended (addendum 5.a)



- b) Lateral Line Update
- c) Golf Course Fence Project

6. DELEGATIONS

- a) Gift Presentation-Lance Colby
- b) Gift Presentation-Marty Ratz

7. BYLAWS AND POLICIES

8. NEW BUSINESS

9. COMMITTEE REPORTS

- a) POLICIES & PRIORITIES COMMITTEE
- b) MOUNTAIN VIEW REGIONAL WASTE COMMISSION
- c) MOUNTAIN VIEW REGIONAL WATER COMMISSION
- d) MOUNTAIN VIEW SENIORS HOUSING

10. COUNCILOR REPORTS

- a) COUNCILOR ALLAN
- b) COUNCILOR BALL
- c) COUNCILOR FRICKE
- d) COUNCILOR RATZ
- e) COUNCILOR ROBERTS
- f) COUNCILOR WILCOX
- g) MAYOR COLBY
- 11. CORRESPONDENCE
- 12. CAO'S REPORT
- 13. COUNCILOR COMMENTS
- 14. PUBLIC QUESTION PERIOD
- 15. MEDIA QUESTION PERIOD
- 16. CLOSED MEETING
 - a) Section 107 of the Municipal Government Act requires that Council and Council Committees conduct their meetings in public unless the matter to be discussed falls under one of the exceptions to disclosure outlined in Division 2 of Part 1 of the Access to Information Act (AITA), including but not limited to matters related to business interests, personal privacy, individual or public safety, confidential evaluations or law enforcement. (Sections 19 to 24).
- 17. ADJOURNMENT

MINUTES OF THE REGULAR COUNCIL MEETING MONDAY, SEPTEMBER 22, 2025, 7:00 P.M. CARSTAIRS MUNICIPAL OFFICE

ATTENDEES: Mayor Colby; Councilors Allan, Ball, Fricke, Ratz, & Roberts; Director

of Planning & Development Kirk Williscroft; Director of Emergency Services Rob McKay; Director of Legislative & Corporate Services Shannon Allison, CAO Rick Blair & Executive Assistant Kayleigh Van

Es

ABSENT: Councilor Wilcox

CALL TO ORDER: Mayor Colby called the meeting of Monday, September 22, 2025, to

order at 7:00 p.m.

ADDED ITEMS: 1. HSSEF letter of support request to Correspondence 11.d

ADOPTION OF AGENDA:

Motion 269/25 Motion by Councilor Allan to adopt the Regular Council agenda of

September 22, 2025, as amended.

CARRIED

ADOPTION OF PREVIOUS MINUTES:

Motion 270/25 Motion by Councilor Fricke to adopt the Regular Council Meeting

minutes of September 8, 2025, as presented.

CARRIED

BUSINESS ARISING FROM PREVIOUS MEETING:

NG: 1. Water Reservoir Update

Council reviewed the update. The reservoir is now backfilled, and half

of the utilities have been completed.

Councilor Fricke commented that the tour of the reservoir was very

informative.

Motion 271/25 Motion by Councilor Ball to accept the Water Reservoir update as

information.

CARRIED

DELEGATIONS:

1. Dean Nielsen (HSS) and Tracy Upshaw (CES)

D. Nielsen, Principal of HSS; T. Upshaw, Principal of CES; and School Board Treasurer M. Copley provided Council with an update on both schools.

- T. Upshaw reported on student enrollment, staffing, and facility improvements. CES has 423 students, an increase of 26 since June, with Grade 3 being the largest at 109 students. Three new teachers were hired, bringing the total staff to 41. The school year start-up went smoothly. Summer projects included playground improvements, paving behind the library, moving the fence to expand soccer space, and paving a pathway to the playground and classrooms. The Terry Fox Run was held today with support from Carstairs Emergency Services.
- D. Nielsen reported that HSS is over capacity with 850 students, the largest being Grade 10 with 135 students. Seven new staff members were hired. HSS continues to focus on passion-based learning, career readiness programs, internships, outdoor classrooms, robotics, coding, Indigenous learning initiatives, and student engagement. HSS has been recognized for preparing students for careers and is the only school in the province to offer internships for Grade 10 students. The school has a 97% graduation rate and a 99% college/career readiness rate. D. Nielsen expressed appreciation for Council and administrations support.
- M. Copley reiterated the strong relationship the Town and schools have built over the past eight years, thanked the current Council for their support, wished good luck to those seeking re-election, and extended appreciation to those not running.

Councilor Allan asked whether CES is at capacity with 423 students. T. Upshaw confirmed there is room for approximately 100 more students. Councilor Allan also inquired about expansion at HSS or the possibility of a middle school. M. Copley noted optimism with current discussions, with capital planning to begin in November.

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Councilor Roberts expressed thanks for the passion and energy shown. Councilors Ratz and Ball also expressed thanks.

Councilor Fricke commended T. Upshaw and D. Nielsen for their community involvement and congratulated HSS on its graduation rate. She also wished M. Copley good luck in the upcoming school board trustee election.

Mayor Colby thanked the presenters for their dedication and hard work, noting that it is encouraging to see progress and planning come together.

Motion 272/25

Motion by Councilor Ratz to accept HSS and CES Delegation as information.

CARRIED

2. Gerry Rankin

G. Rankin raised concerns regarding a neighboring property. He noted construction materials scattered in the yard, multiple outbuildings, a sea can on the driveway, and a recent dog attack incident. He expressed that the property was previously well-maintained, but its current state presents safety hazards, negatively impacts property values, and creates fear among neighbors. He requested Council's assistance in enforcing Town Bylaws. G. Rankin also noted that he had previously met with Mayor Colby regarding the dog incident and appreciated the support received.

Mayor Colby thanked G. Rankin for bringing his concerns forward and advised that Administration will review the matter and follow up. G. Rankin expressed appreciation for Council's efforts and was pleased to see the Dog Bylaw on the agenda.

Motion 273/25

Motion by Councilor Ball to accept Gerry Rankin's Delegation as information.

CARRIED

BYLAWS & POLICIES:

1. Review Bylaw No. 1079-Dog Control Bylaw-Amended

R. McKay presented the review of Bylaw No. 1079, Dog Control Bylaw, with proposed amendments. The changes included a revised definition of a vicious dog, authority for the town to impound dogs, and the ability to have a judge evaluate dogs through the court system. The biggest addition allows the Town to place a dog in an approved kennel for evaluation until it can appear before the Crown, with 10 days' notice to the owner for a hearing. Costs to the town associated with this are \$6,000 yearly, whether used or not. With daily charges being the responsibility of the owner. One facility is currently available, and a backup is recommended. A legal team should review the bylaw. The fostering portion will require registered foster homes, and a related policy will come forward. The changes were prompted by three dog attacks involving one specific dog.

Councilor Allan questioned whether this bylaw will protect citizens. R. McKay said that it should. Once a dog is labeled as vicious, it must be muzzled while outside the house.

Councilors Ball and Roberts suggested grammatical corrections.

Councilor Fricke commended R. McKay for his efforts and added that the bylaw should include the right to revoke a dog license. She asked to be guided through the process: when a dog is brought before a judge and ordered to be euthanized, is it done humanely? R. McKay confirmed it would be done at a veterinary clinic. She also asked if there was a way to track vicious dogs from municipality to municipality and notify neighboring towns when such a dog relocates. R. McKay stated that records are kept, and whenever a known address for the dog is obtained, the Town will notify the new municipality.

Councilor Allan asked if the dog in question has left town R. McKay responded that the owner has moved but frequently visits her parents. Residents must display dangerous dog signs whenever the dog visits.

Motion 274/25

Motion by Councilor Fricke to accept the review of Bylaw No. 1079 Dog Control Bylaw and direct Administration to make the changes and bring it back to Council for ratification.

1. August 2025 Financials

S. Allison provided a verbal report on the August 2025 Financials.

NEW BUSINESS:

CARRIED

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Revenue and expenses are on track with the budget. Capital projects were reviewed, with 18 completed, 7 in progress, and 5 not started. Quarterly transfers to reserves are anticipated at the end of September. Cash flow is approximately \$4.6 million, with outstanding taxes under \$400,000, outstanding utilities of \$80,000, and accounts receivable of \$67,000. An interim audit is scheduled for December 1-5, 2025.

Councilor Fricke thanked S. Allison for the update.

Motion 275/25 Motion by Councilor Roberts to accept August 2025 Financials as

information.

CARRIED

2. 2026 Franchise Fee Estimate

CAO Blair discussed the 2026 Franchise Fees. Council agreed to maintain the 10 % rate.

Motion 276/25 Motion by Councilor Ball to accept the 2026 Franchise Fees as

presented at 10% rate.

CARRIE

COMMITTEE REPORTS:

1. Policies & Priorities Committee

- Next meeting November, 2025.
- 2. Mountain View Regional Waste Commission
- Next meeting September 22, 2025.

3. Mountain View Regional Water Commission

 Mayor Colby gave a verbal report on the meeting on September 10, 2025. Everything is going well; no drought is expected, financial planning is underway, and rates will most likely rise to finish electricity renovations. Next meeting October 8, 2025.

4. Mountain View Seniors' Housing

Councilor Fricke provided a verbal report on the Mountain View Seniors Housing Foundation Golf Tournament on September 11, 2025, held at the Carstairs Community Golf Club. There were 120 golfers and 146 for dinner. Special thanks to Lance, Rick, and Kirk for golfing with her. She received great reviews from participants about the condition of the course, the food, and the work that General Manager J. Lockert does. The board meets on October 9, 2025, and it will be the last meeting until after the municipal election.

Motion 277/25

Motion by Councilor Allan to accept all Committee Reports as information.

CARRIED

COUNCILOR REPORTS:

Councilor Allan

- Nothing to report.

Councilor Ball

- Nothing to report.

Councilor Fricke

- September 10, 2025, helped set up for the MVSH Foundation Golf Tournament.
- September 11, 2025, participated in the MVSH Foundation Golf Tournament with Rick, Lance, and Kirk.
- September 12, 2025, attended the Pre-Season Calgary Hitmen vs. Edmonton Oil Kings game at Memorial Arena — great to see the community promoted like that.
- September 13, 2025, attended Hairday Barbershop grand opening.
- September 16, 2025, attended a dinner meeting with Councilors from the Town of Olds.
- September 22, 2025, attended the Cultural Days event at the Curling Club.

Councilor Ratz

- Nothing to report.

Councilor Roberts

- August 28, 2025, participated in Mountain View Regional Water Services Commission Golf Tournament.
- September 17, 2025, attended AG Society meeting.
- September 22, 2025, prior to Council, attended Indigenous Culture Days event.

Councilor Wilcox

- Absent.

Mayor Colby

- September 10, 2025, attended Mountain View Regional Water Services Commission meeting.
- September 11, 2025, participated in the MVSH Foundation Golf Tournament.

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- September 17 & 22, 2025 met with concerned residents, including

Motion 278/25

Motion by Councilor Ball to accept all Councilor Reports as

information.

CARRIED

CORRESPONDENCE:

1. Sponsorship Request-Military Service Recognition Book (Royal Canadian Legion)

Council reviewed the letter asking for support by sponsoring and advertisement space in the Military Service Recognition Book. Council agreed to continue supporting local.

Motion 279/25

Motion by Councilor Fricke to accept the Sponsorship Request for the Military Service book as information.

CARRIED

2. MVC Letter-Bill 50 and ICF Impacts to Libraries

Council reviewed the letter from the County that states that while this legislative change made by the province alters the structure of how this service is referenced within these agreements, it does not diminish the importance of our partnerships or our long-standing shared commitment to delivering valued services to our Residents.

3. Distinguished Service Awards

Council reviewed the letters notifying Mayor Lance Colby and CAO Blair of their Distinguished Service Awards.

Motion 280/25

Motion by Councilor Ratz to accept the MVC Letter and Distinguished

Service Award notifications as information.

4. HSSEF letter of support request

Council reviewed the letter of support request.

Motion 281/25

Motion by Councilor Allan to accept the HSSEF letter of support request as information and direct administration to facilitate the request.

CAO'S REPORT:

CARRIED

- September 10, 2025, met with Operational Services Director C. Fox to review Columbarium plans.
- September 11, 2025, attended the Carstairs Water Reservoir site meeting.
- September 11, 2025, participated in the MVSH Foundation Golf Tournament
- September 15, 2025, met with Kitstone developers.
- September 16, 2025, met with D. Nielsen and CESD Superintendent.
- September 17, 2025, met with OH&S representative.
- September 18, 2025, met with a new candidate to discuss expectations.
- September 18, 2025, met with E360 to discuss contract negotiations
- September 22, 2025, met with Mountain View County for IDP
- September 26, 2025, will be meeting with the RCMP to discuss MPSA and regional policing model.
- September 29, 2025, will be meeting with MVSH.
- Reminder to Council that October 14 is the last Council meeting of this term and to return their iPads.

Returning and new Councilors should note the strategic planning retreat on October 24-26 and the AB Muni conference on November

Motion 282/25

Motion by Councilor Roberts to accept CAO's Report as information.

COUNCILOR COMMENTS: 1. Councilor Fricke

Received many positive remarks on the event tent and condition of the golf course.

Motion 283/25

Motion by Councilor Allan to accept Councilor Comments as

information

CARRIED

PUBLIC QUESTION

PERIOD:

1. Erik Vester

Asked for clarification on the E360 Contract.

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CLOSED MEETING:	Section 107 of the Municipal Government Act r and Council Committees conduct their meetings matter to be discussed falls under one of the exc outlined in Division 2 of Part 1 of the Access to In- including but not limited to matters related to personal privacy, individual or public safety, con or law enforcement. (Sections 19 to 24).	s in public unless to reptions to disclosu formation Act (AITA) business interes
Motion 284/25	Motion by Councilor Allan that Council close the to discuss business interests of a third party as peat 8:16 p.m.	er Section 19 of Al
		CARRIE
Motion 285/25	Motion by Councilor Fricke to come out of the clo at 8:58 p.m.	lor Fricke to come out of the closed meeting session
		CARRIE
Motion 286/25	Motion by Councilor Ball to direct administrati contract with E360 as presented.	
		CARRIE
Motion 287/25	Motion by Councilor Roberts to accept the Parkla Capital Budget 2026 as presented.	CARRIE
NEXT MEETING:	Tuesday, October 14, 2025, at 7:00 p.m.	
ADJOURNMENT: Motion 288/25	Motion by Councilor Allan to adjourn the meeting	ng of September 2
	2025, at 9:00 p.m.	CARRIE
		<i>5,</i>
	Lance Colby, Mayor	
	Rick Blair, CAO	

Bylaw No. 1079-Amended

BEING a Bylaw of the Town of Carstairs, in the Province of Alberta, the purpose of this Bylaw is to regulate and control dogs within the limits of the Town of Carstairs.

WHEREAS, Section 7. (a) of the Municipal Government Act, RSA 2000, Ch. M-26 as amended; A council may pass bylaws for municipal purposes respecting the following matter of the safety, health and welfare of people and the protection of people and property.

WHEREAS, Section 7. (i) of the Municipal Government Act, RSA 2000, Ch. M-26 as amended; A council may pass bylaws for municipal purposes respecting the following matter of wild and domestic animals and activities in relation to them.

WHEREAS, it is deemed expedient to enact a Bylaw for the regulation and control of dogs within the boundaries of the Town of Carstairs:

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

- 1. This Bylaw may be referred to as the "Dog Control Bylaw".
- 2. In this Bylaw:
 - a. "CAO" means the person appointed as the Chief Administrative Officer.
 - b. "Competent Person" means a person who is physically and mentally capable of restraining and controlling a dog to the extent that the dog cannot interfere with other persons or animals or cause damage.
 - c. "Device" means any equipment or mechanical contrivance capable of restraining the dog on which it is being used.
 - d. "Dispose" means giving or selling to someone else.
 - e. "Dog" means a domestic member of the Canidae family.
 - f. **"Former Owner"** means a person who at the time of impoundment was the owner of a dog which has subsequently been sold or destroyed.
 - g. "Leash" means a chain or other material capable of restraining the dog on which it is being used.
 - h. "Municipal Tag" A Peace Officer may issue and serve a municipal tag on any person the Peace Officer has reasonable and probable grounds to believe has contravened a provision of this bylaw by:
 - i. Personally, serving the municipal tag on the person; or
 - ii. Mailing a copy of the municipal tag by pre-paid post to the address provided by a person on a permit application, or a person's last known postal address.

A municipal tag shall be in a form approved by the Chief Administrative Officer and shall state:

- i. The name of the person to whom the municipal tag is issued.
- ii. The particulars of the contravention of the bylaw.
- iii. The specified penalty for the offence as set out in the Rates and Fees Bylaw.
- iv. That the specified penalty shall be paid in (30) days of the issuance of the municipal tag in order to avoid prosecution; and
- v. Any other information as may be required by the CAO.
- . "Peace Officer" means a Bylaw Officer who is appointed by the Town of Carstairs, a Peace Officer appointed by the Province of Alberta, a member of the Royal Canadian Mounted Police or any other local policing authority.
- j. "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 leash.
- k. "Owner" means a person who has legal title to a dog and includes any person who has actual or apparent possession or custody of a dog, either permanently or temporarily or harbors a dog or allows a dog to remain on his or her premises.

Town of Carstairs Bylaw No. 1079 Page 1 of 13

- "Person" means a natural person, partnership or body corporate.
- m. "Restricted Dog" means a dog that's conduct of which has resulted in its owner being convicted of a contravention of subsection 4 of this Bylaw.
- n. "Running at Large" means:
 - A dog or dogs which are not under the control of a person responsible by means of a leash or other device and is or are actually upon property other than the property in respect of which the owner of the dog or dogs has the right of occupation, or upon any highway, street, alleyway boulevard, sidewalk, park, playground or other public place, or
 - A dog or dogs which are under the control of a person responsible by means of a leash or other device and which cause damage to people, property or other animals.
- o. "Town" means the Town of Carstairs or the area contained within the boundaries thereof, as the context requires.
- p. "Service Dog" means any qualified Service Dog as defined in the Service Dogs Act, RSA 2007, C.S-7.5 and the Service Qualifications Regulations AR 59/2017
- "Vicious Dog" means a dog that has been declared vicious by a Peace Officer means a dog that, whether on public or private Property, has:
 - bitten, attacked, chased, injury, or caused injury to a person or other animal.
 - ii. created the reasonable apprehension of a threat of physical injury to a person or other animals.
 - in the opinion of a Peace Officer, based on observation 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
 - 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.
- "Violation Ticket" If a municipal tag has been issued and the specified penalty on the municipal tag has not been paid within the prescribed time, a Peace Officer may issue a violation ticket to the person to whom the municipal tag was issued.
 - A Peace Officer may, in the sole discretion, elect to issue and serve a violation ticket without first issuing a municipal tag.
 - A Peace Officer is authorized to issue a violation ticket, to any person the peace officer believes, on reasonable and probable grounds, has committed an offence under this bylaw, under Part 2 or Part 3 of the Provincial Offences and Procedure
 - If a violation ticket is issued it must be in the prescribed form and must: iii.
 - state the specified penalty for the offence as set out in the Rates and Fees Bylaw; or
 - require the person to appear in Provincial Court with or without the alternative of making a voluntary payment.

3. RESPONSIBILITIES OF DOG OWNERS

The owner of a dog shall:

- a. Ensure that dog is not running at large.
- b. Ensure if dog defecates on any public or private property other than the property of its owner, the owner shall remove such defecation immediately.
- c. Not allow the premise to become littered with dog feces to an extent that the Premise becomes objectionable, either visually or because of foul odors, to residents of neighboring properties.

Town of Carstairs Bylaw No. 1079 Page 2 of 13 The owner of a dog shall ensure that such dog shall not:

- d. Bite a person or persons whether on the property of the owner or not.
- e. Do any other act to injure a person or persons whether on the property of the owner or not.
- f. Chase or otherwise threaten a person or persons whether on the property of the owner or not, unless the person chased or threatened is a trespasser on the property of the owner.
- g. Bite, bark at, or chase livestock, bicycles, automobiles, or other vehicles.
- h. Bark, howl incessantly or otherwise disturb any person.
- i. Cause damage to property or other animals.
- j. Upset any waste receptacles or scatter the contents thereof either in or about a street, lane, or other public property on, in or about premises not belonging to or in the possession of the owner of the dogs.
- k. Be in an area of a park cultivated for floral plant display.
- I. Be in any swimming, bathing or wading pool that is provided for the use of the public.

In addition to any other penalties imposed under this Bylaw an owner who contravenes subsection 3 of this Bylaw is civilly liable to the Town for any expense directly or indirectly incurred by the Town in connection with such contravention.

4. RESTRICTED DOG

No owner shall own, keep, or harbor within the municipal boundaries of the Town a Restricted Dog unless such Restricted Dog is licensed.

- a. The owner of every Restricted Dog required to be licensed under this Bylaw shall pay by January 31 in each calendar year or within 30 days of the dog becoming a Restricted Dog, as the case may be, an annual license fee, for a Restricted Dog as set out in the Rates & Fees Bylaw.
- b. No owner shall keep or harbor a Restricted Dog on premises owned or controlled by him or her unless such Restricted Dog is kept securely confined so that escape is not possible.
- c. The owner of a restricted dog shall ensure that whenever such restricted dog is off property of the owner it is controlled by a leash or harness in a manner that prevents it from biting, chasing or attacking a person or other animal.
- d. A Animal Control Officer Peace Officer under this Bylaw is authorized to capture, and impound a dog may seize and may impound any dog believed by him or her to be a restricted dog found running at large in the Town and he or she may take any reasonable measures necessary to subdue such a dog including the use of tranquilizer equipment and materials.
- e. The obligations contained in section 5 of this Bylaw are in addition to all other obligations contained in this Bylaw.
- f. Notwithstanding, a dog will not be classified as a restricted dog, unless it displays behaviors referred to by the definition of a restricted dog and is so classified a restricted dog by the Peace Officer.

5. VICIOUS DOG

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. The Owner of a dog declared to be a "Vicious Dog" pursuant to this Section shall be served with a Notice setting out 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. See Schedule "C"
- b. A Notice issued pursuant to Section 6.1 5(a) may be appealed in writing to the Chief Administrative Officer within ten (10) days of the service of such Notice and after ten (10) days if no such appeal is made the animal shall be accepted to be a "Vicious Dog" by the Owner.

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- c. For the purposes of this Section, a Notice will be deemed to have been sufficiently served when:
 - served personally upon the Owner of the dog or served substitutional upon any person who is 18 years of age or older who resides in the same residence as the Owner of the dog.
 - ii. the Owner of the dog, or any person who is 18 years of age or older who resides in the residence where the dog is kept, is notified by a Peace Officer with written Notice sent by regular or registered mail or by electronic means to the Owner.
 - iii. Such Notice will be deemed served 5 (five) days from the date that the noticed is sent.
- d. A decision on an appeal made pursuant to Section 6.2 5(b) will be communicated to the appellant verbally or in writing within ten (10) days of receipt of the appeal.
- e. A decision made by the Chief Administrative Officer on an appeal made pursuant to Section 6.3 5(c) may be appealed to Council in writing within ten (10) days of being notified of the decision.
- f. Where a Notice has been served on the Owner of a dog declared to be a "Vicious Dog" by a Peace Officer, 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".
- g. Within ten (10) days of a dog being declared a "Vicious Dog" pursuant to this Bylaw, the Owner shall:
 - i. 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.
 - ii. If the Dog is in an unaltered state, have the Dog neutered or spayed by a licensed veterinarian and provide the Town with documentary proof of doing so immediately thereafter.
 - iii. License the dog as a "Vicious Dog" with the Town,
- h. The Owner of a Vicious Dog shall:
 - 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 of Carstairs. A new Owner of a "Vicious Dog" must be at least 18 years of age.
 - ii. notify the Town of a change in Ownership of the dog or the death of the dog within three (3) days of the date of change in Ownership or death.
 - iii. when becoming a new Owner of a dog known be declared a "Vicious Dog" pursuant to this Bylaw, License the dog with the Town of Carstairs within three (3) working days, excluding weekends and statutory holidays of acquiring the dog.
 - iv. thereafter obtain an annual "Vicious Dog" License from the Town of Carstairs as required by this Bylaw; and
 - v. ensure that the dog wears the current License Tag for that dog whenever the dog is off the property of the Owner.
- i. For the purposes of Section 6.8(b), 5(h), a dog shall be deemed to have been sold or otherwise given to a new Owner when the dog is left in the care of anyone for a period of thirty (30) consecutive days or more, whether or not there was an exchange of money or a formal agreement for a change of Ownership
- j. When a "Vicious Dog" is on the Premise of the Owner, the Owner shall ensure that:
 - i. the dog is confined indoors; or
 - ii. when the dog is not confined indoors, it is confined in a locked pen or other structure that complies with the provisions of Section 6.11 5(k) 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.

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- k. A locked pen or other structure required pursuant to Section 5(j)(ii) shall:
 - 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 dept of 30 centimeters; and
 - ii. 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.
- I. When a "Vicious Dog" is not confined indoors or is off the property of the Owner, the Owner shall ensure that:
 - i. The dog is securely muzzled.
 - ii. The dog is secured in a harness or Leash which shall not exceed one (1) metre in length and is adequate to control the dog.
 - iii. the dog is under the control of a Competent Person who is at least eighteen (18) years of age.
- m. The Owner of a "Vicious Dog" shall ensure that the dog does not:
 - i. bite or attack a person or another animal.
 - ii. chase a person or another animal.
 - iii. injure or cause injury to a person or another animal.
 - iv. damage or destroy public or private property.
 - v. Run at Large; and
 - vi. Notify the Town immediately if the dog is at large.
- n. The Owner of a "Vicious Dog" shall, within 5 days of the date of the order declaring the dog to be vicious, display a sign on his premises warning of the presence of the dog in the form illustrated in Schedule "B".
 - i. the sign required shall be placed at each entrance to the Premises where the dog is kept in a pen or other structure in which the dog is confined.
 - ii. the sign required shall be posted to be clearly visible and capable of being seen by any person accessing the Premises.
- o. No person shall post a sign referred to in section n (i) on a property unless the dog residing there has been declared a "Vicious Dog" and is licensed as such.
- p. The Owner of a "Vicious Dog" who contravenes any provision of this Bylaw is guilty of an offence and is subject to penalties applicable to "Vicious Dogs"
- q. A property owner with a known "Vicious Dog" on their premises shall display a sign on their premises warning of the presence of the dog in the form illustrated in Schedule "B".
 - i. the sign required shall be placed at each entrance to the Premises where the dog is kept in a pen or other structure in which the dog is confined.
 - ii. the sign required shall be posted to be clearly visible and capable of being seen by any person accessing the Premises.

Vicious Dog Provisions:

a. All provisions of this Bylaw apply to Vicious Dogs. However, where the Bylaw provides more stringent regulations in relation to Vicious Dogs than other sections of this Bylaw, the more stringent regulations shall prevail in relation to a Vicious Dog.

Hearings and Orders:

a. The Owner of a Dog alleged to be a Vicious Dog shall be provided Notice of a Hearing for determination by the Provincial Court not less than ten (10) days before the date of the Hearing.

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- b. The CAO may order the Owner of a Dog alleged to be a Vicious Dog to surrender the Dog to an Officer and the Dog shall be taken and held in an animal shelter at the Owner's cost pending the outcome of the Hearing and any appeals.
- c. The CAO may allow the Owner to keep possession of a Dog alleged to be a Vicious Dog, pending the outcome of the Hearing and any related appeals, with contain and control conditions, which in the opinion of the CAO, ensures the safety of the public.
- d. The Owner of a Dog shall comply with a surrender order made by the CAO or Peace Officer for any contain and control conditions prescribed.
- e. Upon hearing the evidence at a Hearing, the Justice shall make an order in a summary way declaring the Dog as a Vicious Dog if in the opinion of the Justice:
 - The Dog has caused Severe Injury to a Person,
 - The Dog has caused Severe Injury to a Domestic Animal, ii.
 - iii The Dog has caused Severe Injury to Livestock or Wildlife.
- Upon hearing the evidence at the Hearing, the Justice may make an order declaring the Dog as a Vicious Dog and directing that the Dog be kept and managed by the Owner in a specific way or ordering the Dog destroyed, if in the opinion of the Justice the Dog is likely to cause Severe Injury to any Person or other Domestic Animals, Livestock or Wildlife in the future, taking into account the following factors:
 - Whether the Dog, when unprovoked, has shown a tendency to Pursue, chase or approach in a menacing fashion any Person or Persons or other Domestic Animals, Wildlife or Livestock upon the street, Sidewalk or on any public or private property.
 - Whether the Dog has attempted to Bite or has bitten any Person or Persons or Domestic Animal, Wildlife, or Livestock.
 - iii Whether the Dog has injured, attacked or caused Severe Injury to any Person or Persons or Domestic Animal, Wildlife or Livestock.
 - iv. The Aggression Scale Classification made by an Officer pursuant to Schedule A
 - Whether the Dog has caused death to another Domestic Animal, Wildlife, or Livestock.
- g. The order of a Justice declaring a Dog vicious shall bring in to force all the requirements in Section 5.
- h. A Vicious Dog order pursuant to this Bylaw continues to apply if the Dog is sold, given or transferred to a new Owner.

6. SEIZURE

A Peace Office may seize, retain, and take to an Animal Shelter a dog or vicious dog:

- a. which is found running at large.
- b. pending the outcome of an application to declare the dog to be a vicious dog or to destroy the dog.
- c. which is required to be impounded pursuant to the provisions of any Statue of Canada, or of the Province of Alberta, or any Regulation made thereunder; or
- d. which has been left unsupervised while tethered or tied on private property not owned by the dog's owner: and
- e. dog's owner shall be responsible for all fees associated with the animal being impounded.

A Peace Officer may enter onto any property surrounding any building, whether such property is enclosed by a fence or other such enclosure and seize any dog which has been observed Running at Large and is alleged to have been exhibiting threatening behavior as set out in this bylaw and to take such reasonable measures necessary to subdue such dog, including the use of a tranquilizer equipment and other capture devices.

6. 7. COMMUNICABLE DISEASE

The owner of a dog known to have or suspected of having rabies:

- a. Shall immediately report the matter to Agriculture Canada, Veterinary Inspection Directorate or to a Peace Officer.
- b. Shall confine or isolate the dog, in such a manner as prescribed by the persons in subsection 7 (a) so as to prevent further spread of the disease.

Town of Carstairs Bylaw No. 1079 Page 6 of 13 c. Shall keep the dog confined for not less than ten (10) days.

An owner of a dog knowingly suffers from a communicable disease other than rabies shall:

- a. Not permit the animal to be in any public place.
- b. Not keep the dog in contact with or proximity to any other animal free of such disease.
- c. A person responsible for the dog may place the dog on a leash for transport to a facility for medical attention, otherwise the person responsible will keep the dog confined in an enclosed area or fenced yard or tied up on the property of the owner.

7. 8. SECURING ANIMALS IN VEHICLES

No person shall allow an animal to be outside of the passenger cab of a motor vehicle on a roadway, regardless of whether the motor vehicle is moving or parked, unless the animal is.

- a. In a fully enclosed trailer.
- b. In a fully enclosed cargo area of the bed of a motor vehicle.
- c. Contained in a ventilated kennel or similar device securely fastened to the cargo bed of the motor vehicle; or
- d. Securely tethered in such a manner that the animal is not standing on bare metal, cannot jump or be thrown from the vehicle, is not in danger of strangulation, and cannot reach beyond the outside edges of the motor vehicle.
- e. The animal is restrained in a manner that prevents contact between the animal and any member of the public or other animal; and
- f. The animal is not confined in such a manner that places it in life or health threatening situations by exposure to a period of extreme heat or cold, without proper ventilation or other protection from such heat or cold.

8. 9. LICENSING

The owner of a dog shall obtain a lifetime license for such dog (3 months of age or older) and shall pay for such license as set out in the Rates & Fees Bylaw.

- a. Upon payment of the license fee by the owner the Town Office shall issue to the owner a metallic tag for each dog license.
- b. Every owner shall provide his or her dog with a collar to which the owner shall affix the metallic tag for such dog and the owner shall ensure that the collar and tag are worn by such dog whenever the dog is off such owner's premises.
- c. Upon losing a dog license the owner of a dog shall contact the Town Office Staff Town Administration Office who will issue a new tag to the owner.
- d. Anyone who becomes owner of a dog for which a license has been obtained for the current calendar year shall advise the Town Administration Office of such change or ownership on the first day the Town Administration Office is open after he or she becomes owner of the dog but no additional license fee is payable in such event.
- e. Tags are not transferable from one dog to another, and no refund shall be made on any paid-up dog license fee because of the death, loss or sale of the dog or upon the Owner's leaving the Town before expiration of the license period.
- f. The municipality shall keep current records of:
 - i. the name and address of each owner.
 - ii. the breed, color and sex of each owner's dog
 - iii. the number on each metallic tag issued to the owner for his or her dog; and
 - iv. the license fees paid by each owner.
- g. A dog license is not required by people temporarily in the Town for a period not exceeding two weeks in any calendar year.
- h. Any person temporarily in the Town for a period of greater than two weeks in any calendar year and who would otherwise be required to obtain a license for a dog under this Bylaw may apply to the Chief Administrative Officer for an extension of the two-week grace period.

Town of Carstairs Bylaw No. 1079 Page 7 of 13 i. Except as provided in Bylaw No. 1080, no more than three (3) dogs for which a license is required under this Bylaw shall be owned, harbored or possessed by an owner.

10. FOSTERING

All foster homes must notify the Town of Carstairs of their Foster home by completing a Foster Permit. See Foster Permit Policy.

9. 11. ANIMAL CONTROL AUTHORITY

A Peace Officer may enter onto any private land, other than buildings located thereon, in pursuit of a dog found running at large.

10. 12. OBSTRUCTION AND INTERFERENCE

No person, whether or not he or she is the owner of a dog which is being or has been pursued or captured shall:

- a. Interfere with or attempt to obstruct a Peace Officer who is attempting to capture or who has captured a dog which is subject to impoundment pursuant to the provisions of this Bylaw.
- b. Entice the animal to enter a building or other place where it may be safe from capture or otherwise assist the animal to escape capture.
- c. Falsely represent himself or herself as being in charge or control of an animal so as to establish that the animal is not running at large; or
- d. Unlock or unlatch or otherwise open any vehicle in which any dog which has been captured for impoundment has been placed so as to allow or attempt to allow any dog to escape.

41. 13. INTERFERENCE WITH ANIMALS

No person shall:

- a. Untie, loosen or otherwise free an animal which has been tied or otherwise restrained; or
- b. Negligently or willfully open a gate, door, or other opening in a fence or enclosure in which an animal has been confined and thereby allow an animal to run at large in the Town.
- c. Tease, torment, abuse or annoy an animal.

12. 14. EXEMPTION

A dog will not be considered "At Large" by not being on a leash when:

- a. when the dog is fully contained upon and within private property with the consent of the owner or person in control of the property; or
- b. when the dog is under control of the owner or 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 show or competition and under the control of a competent person.

13. 15. NOTIFICATIONS

- a. If a Peace Officer knows or can ascertain the name of the owner of the impounded dog, he or she shall serve the owner Notice, either personally or by leaving it at or mailing it to the last known address of the owner.
- b. An owner of a dog to whom a Notice is mailed pursuant to the provisions of section 15 is deemed to have received a Notice within forty-eight (48) hours of the time it is mailed.
- c. A Peace Officer is not required to make any investigations as to the owner of an impounded dog other than to search the Town's records of licensing for the current year for a dog fitting the description of the impounded dog.

14. 16. RECLAIMING

- a. The owner of any impounded dog may reclaim the dog from the Town by paying the fees as set out in the Rates & Fees Bylaw.
- b. A Peace Officer shall report any apparent illness, communicable disease, injury or unhealthy condition of any impounded dog to its owner, if known, and to a veterinarian and a Peace Officer shall take into account any recommendations of such veterinarian in dealing with the dog while the dog is impounded.

Town of Carstairs Bylaw No. 1079 Page 8 of 13 c. An owner of an impounded dog shall be liable to the Town Office for any fees or expenses incurred in consulting with a veterinarian or providing any care recommended by a veterinarian in respect of such impounded dog.

15. 17. DISPOSAL

A Peace Officer shall not sell, destroy or otherwise dispose of an impounded dog until following conditions are met:

- a. The impounded dog has been retained by the Town for at least five (5) days after the owner has received or has been deemed to have received notice that his or her dog has been impounded, where the name and address of the owner is known:
- b. The impounded dog has been retained by the Town for seventy-two (72) hours, where the name of the owner is not known; or
- c. A person having the authority orders the destruction of the impounded dog.
- 46. 18. When the conditions described in subsection 45-17 have been met, a Peace Officer may cause the dog to be sold, destroyed or otherwise disposed of unless the owner has made arrangements with a Peace Officer for further retention of the dog or a person having the authority orders the further retention of the impounded dog.
- 47. 19. A Peace Officer shall have destroyed any impounded dog when ordered to do so by a person having the authority.
- 18. 20. Notwithstanding the provisions of section 14 16 (a) and (b) but subject to the provisions of section 15 17 and Peace Officer may retain an impounded dog for any length of time he or she deems appropriate in the circumstances.

49. 21. PENALTIES – VOLUNTARY PAYMENT

- a. Where a Peace Officer, believes that a person has contravened any provisions of this Bylaw, he or she may in his or her absolute discretion serve upon such a person a ticket as provided by this section either personally or by mailing by ordinary mail addresses to or leaving the tag at the last known address of such person and such service shall be good and sufficient for the purpose of this Bylaw;
- b. A ticket under this section shall be in such form as determined by the Town and shall state the section of this Bylaw which the person to whom such ticket is issued is accused of having violated, and the amount from the Rates & Fees Bylaw that will be accepted by the Town in lieu of prosecution.
- c. Upon the production of a ticket issued pursuant to this section within ten (10) days from the issue thereof together with the payment to the Town of the fee provided in the Rates & Fees Bylaw. The person to whom the ticket was issued shall not be liable for prosecution for the contravention in respect of which ticket was issued.
- d. Nothing in this section shall prevent a person to whom a ticket has been issued from defending any prosecution commenced by the Town for any contravention of the provisions of this Bylaw.
- e. If a Peace Officer believes that a person has contravened any provision of this Bylaw, he or she may commence proceedings by issuing a summons by means of a Violation Ticket in accordance with Part 2 of The Provincial offences-Procedures Act, S.A. 1988, Chapter P-21.5.
- f. The specified penalty payable in respect of a contravention of a provision of this Bylaw in proceedings commenced under <u>The Provincial Offences Procedure Act</u> is the amount shown in the Rates & Fees Bylaw in respect of that provision.

This Bylaw shall come into force and effect upon third and final reading thereof.

READ A FIRST TIME THIS 14TH DAY OF OCTOBER A.D., 2025.

READ A SECOND TIME THIS 14TH DAY OF OCTOBER A.D., 2025.

UNANIMOUS CONSENT GIVEN TO PRESENT FOR THIRD READING ON THIS 14^{TH} DAY OF OCTOBER A.D., 2025.

READ A THIRD AND FINAL TIME THIS 14^{TH} DAY OF OCTOBER A.D., 2025.

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AGENDA ITEM #a)

Lance Colby, Mayor
Lance Colby, Mayor
Rick Blair, CAO
Town of Carataira
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Schedule 'A' Dunbar Aggression Scale

Table 3: Ian Dunbar's Aggression Scale

Bite Level	Action and Result
Level 1	Dog growls, lunges, snarls-no teeth touch skin. Mostly intimidation / threatening behaviour.
Level 2	Teeth touch skin but no puncture. Minor surface abrasions or lacerations, minor bruising. May also include scratches from paws, nails.
Level 3	Punctures one to three holes, single bite. Victim not shaken side to side. Bruising evident.
Level 3.5	Multiple Level 3 bites.
Level 4	Two to four holes from a single bite, typically contact/punctures from more than canines, considerable bruising.
Level 5	Multiple bites at Level 4 or above. A concerted, repeated attack causing severe injury.
Level 6	Death from bite.

Dogs are seized for any bite level 4 and above on an adult or any level 3.5 and above on a child (or if a repeat offender or for public safety.)

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Schedule 'B'



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Schedule 'C'

Dog Control Bylaw

I,Animal Control Officer, Peace Officer, Bylaw Enforcement Officer, or Member of the R.C.M.P. deem the dog named or described as:
To be classified as a 'Restricted Dog and or Vicious Dog' for the following reasons:
I personally know the owner of the Animal from the records of the Town of Carstairs:
And the owner of the Animal has been served this notice by registered mail and or in person.
Sworn before me at the Town of Carstairs in the Province of Alberta this day of, 20
Commissioner for Oaths in and for the Province of Alberta My Commissioner Expires

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