

**MUNICIPAL DISTRICT OF PINCHER CREEK
BYLAW NO. 1272-17**

A bylaw of the Municipal District of Pincher Creek No. 9, in the Province of Alberta for the purpose of amending Bylaw No. 1198-10, being the Animal Control Bylaw.

WHEREAS the *Municipal Government Act*, R.S.A 2000, Chapter M.26 and amendments thereto, allows a municipality to pass bylaws regulating and controlling wild and domestic animals and activities in relation to them;

AND WHEREAS the *Municipal Government Act*, R.S.A 2000, Chapter M.26 and amendments thereto, allows a municipality to impose fines and penalties for infractions of the bylaws;

NOW THEREFORE the Council of the Municipal District of Pincher Creek No. 9 in the Province of Alberta, duly assembled does hereby enact the following:

1. This Bylaw may be cited as “THE ANIMAL CONTROL BYLAW AMENDMENT BYLAW NO. 1272-17”.
2. Amendments per Schedule A attached.
3. This bylaw comes into force and effect upon third and final passing thereof.

READ a first time this 11th day of September, 2018.

READ a second time this 11th day of September, 2018.

READ a third time and finally passed this 25th day of September, 2018.



Reeve



Chief Administrative Officer
Sheldon Steinke, CLGM

Schedule A

1. Add to Section 3. Definitions, of the Animal Control Bylaw, new definitions as follows:

"Chicken" means a domesticated fowl that is kept for egg or meat production or as a pet, but does not include a turkey, goose, duck, artificially reared grouse, partridge, quail, pheasant or ptarmigan;

"Coop" means a fully enclosed weather proof structure and attached Outdoor Enclosure used for the keeping of Urban Chickens, that is no larger than 10 m² (108 ft²) in floor area, and no more than 2.4m (8 ft) in height;

"Hen" means a domesticated female chicken;

"Outdoor Enclosure" means a securely enclosed, roofed outdoor area attached to and forming part of a Coop having a bare earth or vegetated floor for Urban Chickens to roam;

"Rooster" means a domesticated male chicken;

"Urban Chicken" means a Hen that is at least 16 weeks of age;

2. Add to Section 6. Restrictions Respecting Land Use to include the following:

6. f. Chickens

- (1) Within the boundaries of a Hamlet as defined within this bylaw:
 - (a) A person may keep up to a maximum of four (4) urban chickens upon a parcel of land
 - (b) no person shall:
 - keep a Rooster
 - keep a Hen, other than an Urban Chicken
- (2) Within a Grouped Country Residential District as defined within the Land Use Bylaw, Chickens may only be kept upon or in any land, house, shelter, room or place, building structure, or other premises in accordance with the following limits:

Residential Parcel Size	Allowable Number of Chickens Per Parcel
1.22 ha – 1.61 ha (3.0 – 3.99 ac)	30
1.62 ha – 2.02 ha (4.0 – 4.99 ac)	45
2.03 ha – 2.42 ha (5.0 – 5.99 ac)	60
2.43 ha – 4.04 ha (6.0 – 9.99 ac)	75
4.05 ha (10 ac)	90

- (3) Any person who contravenes Sections 1 or 2 is guilty of an offence.
- (4) Responsibilities of the Urban Chicken Owner
 - (a) Urban Chicken owners must comply with the *Alberta Animal Health Act* and any other applicable standards adopted by the Province of Alberta.
 - (b) Urban Chicken owners on whose property hens are kept have a duty to take reasonable measures to ensure that:
 - The Coop and Hens kept in the Coop do not pose a safety risk to persons on adjacent public or private property;
 - The potential for damage to building and/or property located on adjacent public or private property as a result of the keeping of Urban Chickens is minimized;

- Are required to follow procedures outlined by the Canadian Food Inspection Agency to reduce potential disease outbreak.
- (5) A person who keeps one or more Urban Chickens within a Hamlet or Chickens within a Grouped Country Residential District must:
- (a) provide each Chicken with at least 0.37 m² (4 ft²) of coop floor area, and at least 0.92 m² (10 ft²) of roofed outdoor enclosure; with all structures meeting the setback requirements of the land use district in which the parcel is located and as established within the Land Use Bylaw.
 - (b) provide and maintain a floor of any combination of vegetated or bare earth in each outdoor enclosure;
 - (c) provide and maintain, in each coop, at least one perch, for each Chicken, that is at least 15 cm (0.5 ft) long, and one nest box;
 - (d) keep each Chicken in the enclosed area at all times;
 - (e) provide each Chicken with food, water, shelter, light, ventilation, veterinary care, and opportunities for essential behaviors such as scratching, dust-bathing, and roosting, all sufficient to maintain the Chicken in good health;
 - (f) maintain each Chicken enclosure in good repair and sanitary condition, and free from vermin and obnoxious smells and substances;
 - (g) construct and maintain each Chicken enclosure to prevent any rodent from harbouring underneath or within it or within its walls, and to prevent entrance by any other animal;
 - (h) keep a food container and water container in each coop;
 - (i) keep each coop secured from sunset to sunrise;
 - (j) remove leftover feed, trash, and manure in a timely manner;
 - (k) store manure within a fully enclosed structure, and store no more than three cubic feet of manure at a time;
 - (l) remove all other manure not used for composting or fertilizing and dispose of same in accordance with Municipal District bylaws;
 - (m) follow biosecurity procedures recommended by the Canadian Food Inspection Agency to reduce potential for disease outbreak; and
 - (n) keep Chickens for personal use only.
- (6) Any person who keeps Urban Chickens within a Hamlet or Chickens within a Grouped Country Residential District in contravention of Section 4 is guilty of an offence.

3. Renumber Current Section 6. f. to 6. g.