

BYLAW 2723/AC/25

BEING A BYLAW OF THE TOWN OF STONY PLAIN IN THE PROVINCE OF ALBERTA TO REGULATE THE KEEPING OF NON-DOMESTIC ANIMALS WITHIN THE CORPORATE LIMITS OF THE TOWN OF STONY PLAIN

WHEREAS, pursuant to section 7(a) of the *Municipal Government Act*, a Council may pass bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property; and

WHEREAS, pursuant to section 7(h) of the *Municipal Government Act*, a Council may pass bylaws for municipal purposes respecting wild and domestic animals and activities in relation to them; and

WHEREAS, pursuant to section 7(i) of the *Municipal Government Act*, a Council may pass bylaws for municipal purposes respecting the enforcement of bylaws; and

WHEREAS, pursuant to section 8 of the *Municipal Government Act*, a Council may in a bylaw regulate or prohibit; and provide for a system of licenses and permits or approvals for any or all of the matters listed in the Act.

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

1.0.0 Title

1.1.0 This bylaw may be cited as the “Non-Domestic Animal Bylaw”.

2.0.0 Definitions

- 2.1.0 “Adjoining Neighbours” means a site that is contiguous to another site along a common Lot line, and if the subject site is located on a corner, an adjoining site includes a site that is adjacent across a rear lane, but not across a street;
- 2.2.0 “Animal” means any bird, reptile, amphibian or mammal excluding humans and Wildlife;
- 2.3.0 “Animal Health Act” means the *Animal Health Act, SA 2007, C A-40.2*, and any amending or succeeding legislation, and associated regulations;
- 2.4.0 “Bee” means the insect *Apis mellifera L.*, also known as honey bees;
- 2.5.0 “CAO” means the Chief Administrative Officer of the Town of Stony Plain or designate;
- 2.6.0 “Council” means the duly elected municipal Council of the Town of Stony Plain;
- 2.7.0 “Land Use Bylaw Future Development District” means the land use district that reserves areas within the municipality which are rural in character until such time that the land is required for urban purposes;
- 2.8.0 “Licence Officer” means the CAO or any person designated by the CAO with the responsibility of issuing an Urban Beekeeping Licence or Urban Hen Keeping Licence;
- 2.9.0 “Livestock” includes, but is not limited to:
- 2.9.1 a horse, mule, ass, swine, emu, ostrich, camel, llama, alpaca, sheep or goat;
 - 2.9.2 domestically reared or kept deer, reindeer, moose, elk, or bison;
 - 2.9.3 farm bred fur bearing Animals including foxes or mink;
 - 2.9.4 Animals of the bovine species;
 - 2.9.5 Animals of the avian species including chickens, turkeys, ducks, geese, or pheasants;
 - 2.9.6 Bees; and
 - 2.9.7 all other Animals that are kept for agricultural purposes, but does not include cats, dogs or other domesticated household pets;
- 2.10.0 “Lot” has the meaning as defined in the *Municipal Government Act RSA 2000, c. M-26* and any amending or succeeding legislation, and associated regulations;
- 2.11.0 “Municipal Violation Tag” means a Town-issued notice that alleges a bylaw offence and provides a person with the opportunity to pay an amount to the Town in lieu of prosecution for the offence;

- 2.12.0 “Owner” means any natural person or corporate body:
- 2.12.1 who is the Licensed Owner of the Animal or Livestock;
 - 2.12.2 who has legal title to the Animal or Livestock;
 - 2.12.3 who has possession or custody of the Animal or Livestock, either temporarily or permanently; or
 - 2.12.4 who harbours the Animal or Livestock, or allows the Animal or Livestock to remain on their premises;
- 2.13.0 “Peace Officer” means any RCMP, police of jurisdiction, Community Peace Officer or Bylaw Enforcement Officer appointed under the *Municipal Government Act* and any amending or succeeding legislation, and associated regulations;
- 2.14.0 “Pedestrian Walkway” means a path, trail or, sidewalk for pedestrian circulation that cannot be used for motorized vehicular use and or is not designated for vehicular use;
- 2.15.0 “Provincial Offences Procedure Act” means the *Provincial Offences Procedure Act, RSA 2000, c. P-34* and any amending or succeeding legislation, and associated regulations;
- 2.16.0 “Public Place” means any location that is open and accessible to the general public, including but not limited to public buildings, schools, churches, playgrounds, sports fields, open spaces, parks, or hospitals;
- 2.17.0 “Running at Large” means an Animal or Livestock:
- 2.17.1 is or are actually upon property other than the Lot in respect of which the Owner has the right of occupation or a Licence holder is permitted to keep Livestock on;
 - 2.17.2 is upon any highway, thoroughfare, street, road, trail, avenue, parkway, lane, alley, square, bridge, causeway, trestleway, sidewalk (including the boulevard portion of the sidewalk), Park or other public place;
- 2.18.0 “Stray Animals Act” means the *Stray Animals Act, RSA 2000, c. S-20* and any amending or succeeding legislation, and associated regulations;
- 2.19.0 “Town” means the Town of Stony Plain;
- 2.20.0 “Violation Ticket” is as defined in the *Provincial Offences Procedure Act, RSA 2000, c. P-34* and any amending or succeeding legislation, and associated regulations;
- 2.21.0 “Wildlife” has the meaning as defined in the *Wildlife Act, R.S.A 2000, c.W-10* and any amending or succeeding legislation, and associated regulations.

3.0.0 General

- 3.1.0 The following schedules are included in and form part of this bylaw:
- 3.1.1 Schedule “A” – Hen Keeping;
 - 3.1.2 Schedule “B” – Beekeeping;
 - 3.1.3 Schedule “C” – Penalties.
- 3.2.0 No person shall keep Livestock in any area of the town of Stony Plain except where the keeping of Livestock is allowed under the Town of Stony Plain Land Use Bylaw or where allowed in accordance with this bylaw or other Town bylaw.
- 3.3.0 No person shall allow Livestock to Run at Large except Bees.
- 3.4.0 Any Livestock Running at Large within the Town shall be subject to and enforced under the *Stray Animals Act*.

4.0.0 Animal Units

- 4.1.0 For the purposes of this bylaw, “one Animal Unit” equals the following:
- 4.1.1 1 horse, donkey or mule (over one year old);
 - 4.1.2 2 colts up to one year old;
 - 4.1.3 2 llama, 3 alpaca or guanaco;
 - 4.1.4 2 calves up to one year old;
 - 4.1.5 1 elk, deer or buffalo;
 - 4.1.6 2 elk, deer or buffalo calves up to one year old;

- 4.1.7 15 chickens;
- 4.1.8 10 ducks, turkeys, pheasants, geese or other similar fowl;
- 4.1.9 3 sheep or goats;
- 4.1.10 20 rabbits or other similar rodents; or
- 4.1.11 2 ostriches, emus or other ratites.

4.2.0 In a Land Use Bylaw Future Development District where the parcels are between 0.81 hectare (2.0 acres) and 64.8 hectares (160 acres) in size, Animal Units shall be allowed in accordance with the following:

Residential Parcel Size	Allowable Number of Animal Units
0.81 ha – 1.21 ha (2.0 – 2.99 ac)	1
1.22 ha – 1.61 ha (3.0 – 3.99 ac)	2
1.62 ha – 2.02 ha (4.0 – 4.99 ac)	3
2.03 ha – 2.42 ha (5.0 – 5.99 ac)	4
2.43 ha – 4.04 ha (6.00 – 9.99 ac)	5
4.05 ha or greater (10.0 ac plus)	5*

*plus – the number of Animal Units permitted for that portion of a parcel in excess of 4.05 hectares (10.0 acres).
 Example: 5.27 ha (13.0 ac.) = 5+2=7 total Animal Units

4.3.0 No person shall keep in excess the allowable amount of Animal Units on land designated as a Land Use Bylaw Future Development District.

5.0.0 Obstruction

- 5.1.0 No person whether or not they are the Owner of the Animal or Livestock which is being, or has been, pursued or captured shall:
 - 5.1.1 interfere with or attempt to obstruct a Peace Officer who is attempting to capture, or who has captured, any Animal or Livestock in accordance with the provisions of this bylaw;
 - 5.1.2 open any vehicle in which seized Animals or Livestock have been placed;
 - 5.1.3 remove, or attempt to remove, from possession of a Peace Officer, any Animal or Livestock which has been seized;
 - 5.1.4 induce any Animal or Livestock to enter a house or other place where it may be safe from capture, or otherwise assist the Animal or Livestock to escape capture;
 - 5.1.5 falsely represent themselves as being in charge or control of an Animal or Livestock so as to establish that the Animal or Livestock is not Running At Large;
 - 5.1.6 unlock, unlatch or otherwise open the vehicle or trailer in which Animals or Livestock captured for impoundment have been placed so as to allow or attempt to allow any escape there from; and
 - 5.1.7 provide false information to a Peace Officer.

6.0.0 Enforcement

- 6.1.0 A Peace Officer or Licence Officer shall keep an up-to-date record of all complaints, notices, and reports and a similar record of the disposition of the documents.
- 6.2.0 The Peace Officer may issue a Violation Ticket to any person alleged to have committed a breach of this bylaw which shall state the complaint, and the specified penalty as described in Schedule A, and the date, time and place at which the defendant is to appear to answer the summons.
- 6.3.0 Voluntary payment of a Violation Ticket in accordance with terms of the Violation Ticket shall be accepted by the Town as a plea of guilty in accordance with Section 25 of the *Provincial Offences Procedure Act*.
- 6.4.0 A Violation Ticket shall be deemed to be sufficiently served in any prosecution:
 - 6.4.1 if served personally on the accused;
 - 6.4.2 if mailed by registered post to the last known address of the accused person;
 - 6.4.3 if left at the accused’s usual place of abode or with another resident thereof who appears to be at least 16 years of age; or
 - 6.4.4 where the accused is an association, partnership or corporation, if mailed by registered post to the last known office address or registered office address or if left with a person who appears to be at least 16 years of age and is employed by or is an officer of the association, partnership or corporation.

- 6.5.0 This section shall not prevent any Peace Officer from issuing a Violation Ticket requiring the court appearance of the defendant, pursuant to the provisions of the *Provincial Offences Procedure Act*, or from laying an information instead of issuing a Violation Ticket.
- 6.6.0 Any person who commits a breach of any of the provisions of this bylaw shall be liable to the fines as set forth in Schedule C for the offence listed therein.
- 6.7.0 If any person commits the same offence within six (6) months of the date of the prior offence, each subsequent offence shall require payment of double the fine.
- 6.8.0 If a Peace Officer or designate finds that a person is contravening this bylaw, the Peace Officer or designate may by written order in accordance with the Municipal Government Act, require any person responsible for the contravention to remedy it, where such order may:
- 6.8.1 direct a person to stop doing something, or to change the way in which they are doing it;
 - 6.8.2 direct a person to take any action necessary to remedy the contravention of this bylaw to prevent a re-occurrence of the contravention;
 - 6.8.3 state a specified time to comply;
 - 6.8.4 state that if the person does not comply within a specified time, the Town shall take necessary action, at the expense of the person;
 - 6.8.5 indicate the expense and cost resulting from action taken by the Town under section 6.6.0 are due and payable by the person in contravention of this bylaw; and
 - 6.8.6 indicate the Town may, in accordance with the *Municipal Government Act*, add outstanding amounts for unpaid expenses and costs referred to in Section 6.8.4 to a property tax role, if the contravention of the bylaw occurred on all or part of the Owner's or Licence holder's property.
- 6.9.0 In the case of an individual, an order issued in accordance with this bylaw may be served:
- 6.9.1 by delivering it personally to the individual;
 - 6.9.2 by leaving it for the individual at their apparent place of residence, with someone who appears to be at least 18 years of age; or
 - 6.9.3 by registered mail addressed to the individual at their apparent place of residence, or to any address for the individual on the property tax role of the Town.
- 6.10.0 In the case of a corporation, an order issued in accordance with this bylaw may be served:
- 6.10.1 by delivering it personally to any director or officer of the corporation;
 - 6.10.2 by delivering it personally to a person apparently in charge of an office of the corporation at an address believed to be the corporation's address; or
 - 6.10.3 by delivering it by registered mail addressed to the registered office of the corporation.
- 6.11.0 If in the opinion of the person serving an order, service of the order cannot be reasonably effected, or if the person serving the order believes that the owner of the property is evading service, the person serving the order may post the order:
- 6.11.1 at a conspicuous place on the property to which the order relates;
 - 6.11.2 at the private dwelling or the property to which the order relates, as shown on a certificate of title pursuant to the *Land Titles Act* or on the municipal tax role; or
 - 6.11.3 at any other property owned by the Hen Keeper of the property to which the order relates, as shown on a certificate of title pursuant to the *Land Titles Act* or on the municipal tax role.
- 6.12.0 Every person who fails to comply with a written order issued pursuant to this section within the time set out in the written order commits an offence or is deemed to have committed an offence.

7.0.0 Severability

- 7.1.0 If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the bylaw is deemed valid.

8.0.0 Review

- 8.1.0 This bylaw shall be reviewed within its fifth year, being 2030, or as deemed necessary.

9.0.0 Effective Date

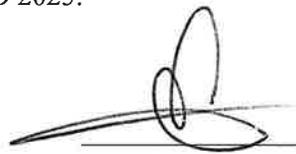
9.1.0 This bylaw shall take full force and effect on the date it is passed except that:

9.1.1 Schedules A and B shall take full force and effect January 1, 2026.

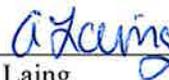
Read a first time this 26th day of May, AD 2025.

Read a second time this 23rd day of June, AD 2025.

Read a third time this 23rd day of June, AD 2025.



Mayor William Choy



Ann Laing
General Manager, Corporate Services

SCHEDULE "A"**HEN KEEPING****1.0.0 Definitions**

- 1.1.0 "Coop" means a fully enclosed structure intended for the keeping of Hens;
- 1.2.0 "Coop Run" means a securely enclosed, roofed outdoor area attached to and forming part of a Coop, for Hens to roam;
- 1.3.0 "Hen" means a female chicken that is at least sixteen (16) weeks of age;
- 1.4.0 "Hen Keeper" means a person having any right of custody, control, or possession of a Hen;
- 1.5.0 "Nest Box" means a box within a Coop for the nesting of Hens;
- 1.6.0 "Rooster" means a male chicken; and
- 1.7.0 "Urban Hen Keeping Licence" means a licence issued to allow for the keeping of Hens pursuant to this bylaw.

2.0.0 General

- 2.1.0 This bylaw enables Hen keeping as urban agriculture practice and no person shall own or keep Hens outside of a Land Use Bylaw Future Development District unless licensed in accordance with this bylaw.
- 2.2.0 Hen keeping in Public Places or facilities owned and or managed by the Town is not permitted under this bylaw.
- 2.3.0 Notwithstanding 2.2.0, applications to keep Hens may be considered for Public Spaces or facilities that are leased from or managed by the Town, subject to permission from the lessee and the Town.
- 2.4.0 This bylaw enables the keeping of Hens within the confines of a Lot and does not permit Hens to be sheltered within a residential dwelling unit.
- 2.5.0 A maximum of one (1) Coop and one (1) Coop Run is permitted on one residential (1) Lot as defined in the Town's Land Use Bylaw where Coops and Coop Runs may be considered on other Lots on a case-by-case basis.
- 2.6.0 A minimum of two (2) and a maximum of six (6) Hens shall be kept.
- 2.7.0 Each Hen must be a minimum of 4 months (16 weeks) old when acquired for keeping under an Urban Hen Keeping Licence.
- 2.8.0 No person shall own or keep a Rooster.
- 2.9.0 This bylaw does not relieve a person from complying with any Federal or Provincial law or regulation, other Town bylaw, or any requirement of any lawful permit, order or licence.
- 2.10.0 All costs and associated expenditures related to the removal or relocation of a Coop, Coop Run, and Hens are the sole responsibility of the Urban Hen Keeping License holder or Lot owner.

3.0.0 Licence Application and Information

- 3.1.0 An Urban Hen Keeping Licence shall not be issued to a person under the age of eighteen (18) years.
- 3.2.0 An Urban Hen Keeping Licence is required for each Lot where Hens are kept.
- 3.3.0 An Urban Hen Keeping Licence is valid for one (1) year following the date of issuance.
- 3.4.0 Before the issuance of a licence pursuant to this part, the applicant shall provide the following to the satisfaction of the Licence Officer:
- 3.4.1 the name, address, and contact information of the Hen Keeper;

- 3.4.2 the appropriate licence fee prescribed in the Fees and Charges Bylaw;
 - 3.4.3 proof of success in Hen keeping training from an accepted organization or association;
 - 3.4.4 proof of support and assistance from a qualified mentor for the first year of Hen keeping;
 - 3.4.5 written permission from the registered Lot owner to install a Coop on the property, where the applicant is not the registered Lot owner;
 - 3.4.6 written permission from the authorized Lot leaseholder or licence holder to install a Coop on a Lot, where the applicant is not the authorized leaseholder or licence holder of the Lot;
 - 3.4.7 a drawing that shows the Coop location on the Lot and associated setbacks;
 - 3.4.8 proof that Adjoining Neighbours have been informed of the application for an Urban Hen Keeping Licence and of the site plan for the Lot showing where a Coop will be located, if:
 - 3.4.8.1 an adjacent Lot is a multi-unit dwelling, church, or school the building manager shall be notified;
 - 3.4.8.2 an adjacent Lot is undeveloped or developed but otherwise vacant, the applicant is not required to notify that adjacent Lot;
 - 3.4.9 a copy of the premises identification number for the Lot pursuant to the *Animal Health Act*; and
 - 3.4.10 any other information reasonably required by the Licence Officer.
- 3.5.0 No person shall give false information when applying for an Urban Hen Keeping Licence.
- 3.6.0 The Licence Officer may refuse to issue an Urban Hen Keeping Licence or may revoke an Urban Hen Keeping Licence by providing written notice to the applicant or licensee.
- 3.7.0 The Licence Officer may refuse to issue or renew an Urban Hen Keeping Licence, or may revoke a previously issued Urban Hen Keeping Licence, for any of the following reasons:
- 3.7.1 a Peace Officer or Licence Officer finds a site, Coop, or Hen Keeper to be unsuitable at any time;
 - 3.7.2 an Urban Hen Keeping Licence holder or Hen Keeper contravenes any part of this bylaw;
 - 3.7.3 that the keeping of hens on the Lot is likely to have a materially adverse effect on an Adjoining Neighbour or of a person living in the premises of the Adjoining Neighbour;
 - 3.7.4 the Hen Keeper, Urban Hen Keeping Licence holder, or Lot owner furnishes false information or misrepresents any fact or circumstance;
 - 3.7.5 an applicant has previously been the holder of an Urban Hen Keeping Licence that was revoked for non-compliance with this bylaw or non-compliance with another jurisdiction's Animal or Livestock care or control regulations or licence, or in respect of which an order has been made under section 645 of the *Municipal Government Act*;
 - 3.7.6 an applicant for or holder of an Urban Hen Keeping Licence has been convicted of any offence involving abuse, mistreatment or negligent treatment or keeping of Animals; or
 - 3.7.7 in the opinion of the CAO or Licence Officer based on reasonable grounds it is in the public interest to do so.
- 3.8.0 Urban Hen Keeping Licences issued under this bylaw shall not be transferable from one person or Lot to another person or Lot.
- 3.9.0 The maximum number of Urban Hen Keeping Licences issued shall be determined by the CAO or Licence Officer.

4.0.0 Responsibilities of the Hen Keeper

- 4.1.0 Hen Keepers must comply with the *Animal Health Act*.
- 4.2.0 Urban Hen Keeping Licence holders, or the owner of any Lot on which Hens are kept, must:
 - 4.2.1 ensure good husbandry practices where each Hen is provided with food, unfrozen water, shelter, adequate light, ventilation, warmth, veterinary care, and opportunities to scratch, peck, dust-bathe, roost, and socialize with their own kind;
 - 4.2.2 keep each Hen in a secured area at all times;
 - 4.2.3 keep each Hen secured in the Coop or Coop Run from sunset on any given day, to sunrise the following day;
 - 4.2.4 ensure that Hens are kept in the Coop with all openings, such as doors and windows, secured in such a manner that will not allow predators to enter;
 - 4.2.5 keep food and water containers in the Coop or Coop Run;

- 4.2.6 store feed in a fully enclosed, non-penetrable container;
 - 4.2.7 maintain the Coop in good repair and sanitary conditions, free from vermin and noxious and offensive smells and substances;
 - 4.2.8 remove leftover feed, trash, and manure, in a timely manner;
 - 4.2.9 store manure within a fully enclosed container, and store no more than 85 litres of manure at any time;
 - 4.2.10 follow biosecurity procedures recommended by the Canadian Food Inspection Agency;
 - 4.2.11 dispose of the carcass of a Hen deceased by natural causes, by double bagging and disposing in a waste cart or bringing it to a veterinarian, farm, abattoir, or other operation that is lawfully permitted to dispose of Hens; and
 - 4.2.12 take Hens to a veterinarian, farm, abattoir, or other operation if Hens are no longer wanted.
- 4.3.0 No person who holds an Urban Hen Keeping Licence shall:
- 4.3.1 slaughter any Hen on the Lot or within town boundaries; and
 - 4.3.2 keep a Hen in a cage, kennel, or any other form of shelter except when actively transporting the Hen or when quarantining a Hen to treat or prevent disease or injury and only for as long as reasonably needed to treat the Hen.

5.0.0 Coop Requirements

- 5.1.0 Coops shall be considered an accessory development and shall conform to all accessory development regulations in the Town's Land Use Bylaw.
- 5.2.0 A Coop must:
- 5.2.1 be located at grade level, but not over a utility right-of-way or easement;
 - 5.2.2 provide a minimum indoor floor area of 0.37 square metres per Hen;
 - 5.2.3 provide a minimum Coop Run outdoor area of 0.93 square metres per Hen;
 - 5.2.4 contain a minimum of 1 Nest Box for every three (3) hens;
 - 5.2.5 provide 0.2 – 0.3 metres of roost space per hen and roosts must have smooth, rounded edges;
 - 5.2.6 provide warmth to the Hens through heat lamps, wall insulation, poly-sheeting, seedling heat mats, or other means; and
 - 5.2.7 be constructed and maintained to prevent rodents from being harboured underneath, within, or within the walls of the Coop, and to prevent access to the Coop by any other Animal.
- 5.3.0 A Coop Run must be securely attached to the Coop, covered, and wrapped in the winter.
- 5.4.0 The Licence Officer has the authority to impose additional site-specific conditions.

SCHEDULE "B"

BEEKEEPING

1.0.0 Definitions

- 1.1.0 "Bee" means the insect *Apis mellifera* L., also known as honey bees;
- 1.2.0 "Bee Act" means the *Bee Act, RSA 2000, C B-2*, and any amending or succeeding legislation, and associated regulations;
- 1.3.0 "Beekeeper" means a person who owns and possesses Bees or beekeeping equipment or both;
- 1.4.0 "Hive" means an enclosed structure or beekeeping equipment inhabited by live Bees;
- 1.5.0 "Provincial Apiculturist" means the individual designated as the Provincial Apiculturist in accordance with the *Bee Act*;
- 1.6.0 "Super" means a Hive box which holds frames used for brood rearing or storing honey;
- 1.7.0 "Urban Beekeeping Licence" means a licence issued pursuant to this bylaw;

2.0.0 General

- 2.1.0 This bylaw enables beekeeping as urban agriculture practice and no person shall own or keep Bees outside of a Land Use Bylaw Future Development District unless licensed in accordance with this bylaw.
- 2.2.0 Beekeeping in Public Places or facilities owned and or managed by the Town is not permitted.
- 2.3.0 Notwithstanding 2.2.0, applications to keep Bees may be considered for Public Spaces that are leased from or managed by the Town, subject to permission from the lessee and the Town or where otherwise authorized by the CAO.
- 2.4.0 A maximum of two (2) Hives are permitted on one residential (1) Lot as defined in the Town's Land Use Bylaw, where Hives on other Lots may be considered on a case-by-case basis.
- 2.5.0 This bylaw does not relieve a person from complying with any Federal or Provincial law or regulation, other Town bylaw, or any requirement of any lawful permit, order or licence.
- 2.6.0 All costs and associated expenditures related to the removal or relocation of a Hive and or Bees are the sole responsibility of the Urban Beekeeping License holder or Lot owner.

3.0.0 Licence Application and Information

- 3.1.0 An Urban Beekeeping Licence shall not be issued to a person under the age of eighteen (18) years.
- 3.2.0 An Urban Beekeeping Licence is required for each Lot where Bees are kept.
- 3.3.0 An Urban Beekeeping Licence is valid for one (1) year following the date of issuance.
- 3.4.0 Before the issuance of a licence pursuant to this part, the applicant shall provide the following to the satisfaction of the Licence Officer:
- 3.4.1 the name, address, and contact information of the Beekeeper;
 - 3.4.2 the appropriate licence fee prescribed in the Fees and Charges Bylaw;
 - 3.4.3 proof of success in beekeeping training from an accepted organization or association;
 - 3.4.4 proof of support and assistance from a qualified mentor for the first year of beekeeping;
 - 3.4.5 written permission from the registered Lot owner to install Hives on the property, where the applicant is not the registered Lot owner;
 - 3.4.6 written permission from the authorized Lot leaseholder or licence holder to install Hives on a Lot, where the applicant is not the authorized leaseholder or licence holder of the Lot;
 - 3.4.7 a drawing that shows the Hive location on the Lot and associated setbacks;
 - 3.4.8 proof that Adjoining Neighbours have been informed of the application for an Urban Beekeeping Licence and of the site plan for the Lot showing where all Hives will be located, if:

- 3.4.8.1 an adjacent Lot is a multi-unit dwelling, church, or school the building manager shall be notified;
- 3.4.8.2 an adjacent Lot is undeveloped or developed but otherwise vacant, the applicant is not required to notify that adjacent Lot.
- 3.4.9 proof of registration with the Provincial Apiculturist;
- 3.4.10 a copy of the premises identification number for the Lot pursuant to the *Animal Health Act*; and
- 3.4.11 any other information reasonably required by the Licence Officer.
- 3.5.0 No person shall give false information when applying for an Urban Beekeeping Licence.
- 3.6.0 The Licence Officer may refuse to issue an Urban Beekeeping Licence or may revoke an Urban Beekeeping Licence by providing written notice to the applicant or licensee.
- 3.7.0 The Licence Officer may refuse to issue or renew an Urban Beekeeping Licence, or may revoke a previously issued Urban Beekeeping Licence, for any of the following reasons:
 - 3.7.1 a Peace Officer or Licence Officer finds a Lot, Hive, or Beekeeper to be unsuitable at any time;
 - 3.7.2 an Urban Beekeeping Licence holder or Beekeeper contravenes any part of this bylaw;
 - 3.7.3 a Peace Officer or Licence Officer receives documentation from a licensed medical practitioner of medical concerns from Adjoining Neighbours;
 - 3.7.4 the Beekeeper, Urban Beekeeping Licence holder, or Lot owner furnishes false information or misrepresents any fact or circumstance;
 - 3.7.5 an applicant has previously been the holder of an Urban Beekeeping Licence that was revoked for non-compliance with this bylaw or non-compliance with another jurisdiction's Animal or Livestock care or control regulations or licence, or in respect of which an order has been made under section 645 of the *Municipal Government Act*;
 - 3.7.6 an applicant for or holder of an Urban Beekeeping Licence has been convicted of any offence involving abuse, mistreatment or negligent treatment or keeping of Animals; or
 - 3.7.7 in the opinion of the CAO or Licence Officer based on reasonable grounds it is in the public interest to do so.
- 3.8.0 Urban Beekeeping Licences issued under this bylaw shall not be transferable from one person or Lot to another person or Lot.
- 3.9.0 The maximum number of Urban Beekeeping Licences issued shall be determined by the CAO or Licence Officer.

4.0.0 Responsibilities of the Beekeeper

- 4.1.0 Beekeepers must comply with the *Bee Act* and the *Animal Health Act*.
- 4.2.0 Urban Beekeeping Licence holders, or the owner of any Lot on which Bees are kept, must ensure:
 - 4.2.1 good husbandry practices including regular inspections and maintenance to prevent swarming, aggressive behaviour, and disease; and
 - 4.2.2 that adequate water is provided at all times for the Bees to deter the Bees from seeking water from alternate sources.

5.0.0 Hive Requirements

- 5.1.0 A Hive must include a bottom board, a Hive cover, and a maximum of six (6) Supers.
- 5.2.0 Hives are to be located:
 - 5.2.1 in the rear yard of a Lot with a minimum of three (3.0) metres from all Lot lines; or
 - 5.2.2 in the rear yard of a Lot enclosed by a solid fence or hedge a minimum of 1.8 metres in height; and
 - 5.2.3 with entrances facing away from Adjoining Lots.
- 5.3.0 Hives on a Lot located adjacent to Pedestrian Walkways or a Public Place must be located a minimum of three (3.0) metres from the Lot line adjacent to the Pedestrian Walkway or Public Place and within a rear yard enclosed by a solid fence or hedge a minimum of 1.8 metres in height.

- 5.4.0 Hives located in open spaces, without defined rear yards, must be located a minimum of three (3.0) metres from all Lot lines and be located within a secure enclosure a minimum of 1.8 metres in height.
- 5.5.0 The Licence Officer has the authority to impose additional site-specific conditions.

SCHEDULE "C"

PENALTIES

DESCRIPTION	SECTION	FINE AMOUNT
Keeping Livestock in a prohibited area	Section 3.2.0	\$200.00 per Animal Unit
Owner keeping excess Animal Units in a Land Use Bylaw Future Development District	Section 4.3.0	\$100.00 per Animal
Obstructing a Peace Officer	Section 5.0.0	\$1000.00
Failing to comply with order	Section 6.12.0	\$500.00
Failing to provide Animal or Livestock with adequate food, water, shelter, ventilation, space, and a well-maintained clean keeping area	Schedule A Section 4.2.0 Schedule B Section 4.2.0 Schedule A Section 5.2.0	\$400.00
Allowing Livestock to Run at Large	Section 3.3.0	\$250.00
Keeping Bees or Hens outside a Land Use Bylaw Future Development District without a licence	Schedule A Section 3.2.0 Schedule B Section 2.1.0	\$250.00
Keeping excess Hives on a Lot	Schedule B Section 2.4.0	\$200.00 per Hive
Keeping insufficient or excess number of Hens	Schedule A Section 2.6.0	\$250.00
Keeping a Rooster	Schedule A Section 2.8.0	\$200.00 per Rooster
Providing false information when applying for a License	Schedule A Section 3.5.0 Schedule B Section 3.5.0	\$250.00

If any person commits the same offence within six (6) months of the date of the prior offence, each subsequent offence shall require payment of double the fine.