

**Proposed Text of a Bylaw to amend Bylaw 50M2011,
the Licence and Community Standards Appeal Board Bylaw**

1. Bylaw 50M2011, the Licence and Community Standards Appeal Board Bylaw, as amended, is hereby further amended.
2. In the Preamble, the following is added after the 4th paragraph:

“AND WHEREAS pursuant to section 14(5) of the *Agricultural Pests Act*, R.S.A. 2000, c. A-8, Council must appoint a committee to hear and determine appeals of notices issued pursuant to that Act;”
3. In section 6.1:
 - (a) in subsections 6.1(d)(i) and (ii) the title “Chief Bylaw Officer” is deleted and replaced with “Director”;
 - (b) in subsection 6.1(1)(d)(iii), the “.” is deleted and replaced with a “;”;
 - (c) the following is added after subsection 6.1(1)(d) as subsection 6.1(1)(e):

“(e) a decision to

 - (i) refuse to issue;
 - (ii) revoke; or,
 - (iii) impose conditions on

a Dogwalker Permit pursuant to section 11.1.”
 - (d) the following is added after subsection 6.1(2) as subsection 6.1(2.1):

“(2.1) Despite subsection (2), only a *person* who applied for, holds, or held a Dogwalker Permit may appeal pursuant to subsection (1)(e).”;

and
 - (e) the following is added after subsection 6.1(4) as subsection 6.1(5):

“(5) The *Board* cannot remove or vary conditions that are imposed on the holder of Dogwalker Permit except a condition imposed pursuant to section 11.1(5) of the Responsible Pet Ownership Bylaw.”.

4. The following is added after section 14 as section 14.1:

“Agricultural Pest Notice Appeals

- 14.1. (1) The *Board* may hear appeals of inspector’s notices pursuant to section 14 of the *Agricultural Pests Act*, R.S.A. 2000, c. A-8.
- (2) A notice of appeal in respect of an agricultural pest notice must be received by the *City Manager*, or sent to the *City Manager* in a manner as specified in the *Agricultural Pests Act*, within the time specified in the notice for taking any measure or 10 days after service of the notice, whichever is less.
- (3) A notice of appeal pursuant to this section must be in writing and include:
- (a) the name and address of the *appellant*;
 - (b) a copy of the notice in respect of which the appeal is being taken;
 - (c) the legal description of the land affected;
 - (d) the grounds for appeal.
- (4) A notice of appeal under this section must be accompanied by a deposit in the amount of \$100, which must be refunded if the appellant is successful in their appeal.
- (5) An appeal pursuant to subsection (1) must be heard by the *Board* within 5 days of the receipt of the notice of appeal by the *City Manager*.
- (6) Upon hearing an appeal, the *Board* may confirm, rescind or vary the notice that was issued.
- (7) The *City Manager* shall, on determination of the appeal, send a copy of the decision to the appellant together with the written reasons, if any, in a manner as specified in the *Agricultural Pests Act*.”
5. The Agricultural Pests By-law 5M94 is hereby repealed.
6. This Bylaw comes into force on the day it is passed.