

November 30th, 2021

Dobler vs Sturgeon County

Regarding: Roosters, whether or not we can have them

FACTS:

Definitions from this bylaw: 2.12 "Livestock" means those animals listed in Section 7 of this bylaw;

**Webster's dictionary definition of Livestock: farm animals regarded as an asset

**Government's definition of Livestock: beef, poultry, bees, fish, ostrich etc- basically any farmed animal -source: <https://www.alberta.ca/livestock.aspx>

Section 7.0

7. Animal Livestock Allowance

7.1 Persons residing on a parcel or property districted as one of the following:

a) R1 – Country Residential:

and having a titled **area greater than 1.0 ha (2.47) acres**, are permitted to have **Livestock, Poultry or Fowl** in accordance with numbers permitted in 7.2.

7.2 The number of Livestock, Poultry or Fowl permitted on a parcel or property in section 7.1 are not to exceed the following numbers:

Parcel Size

Maximum Number of Animals or Bird Unit

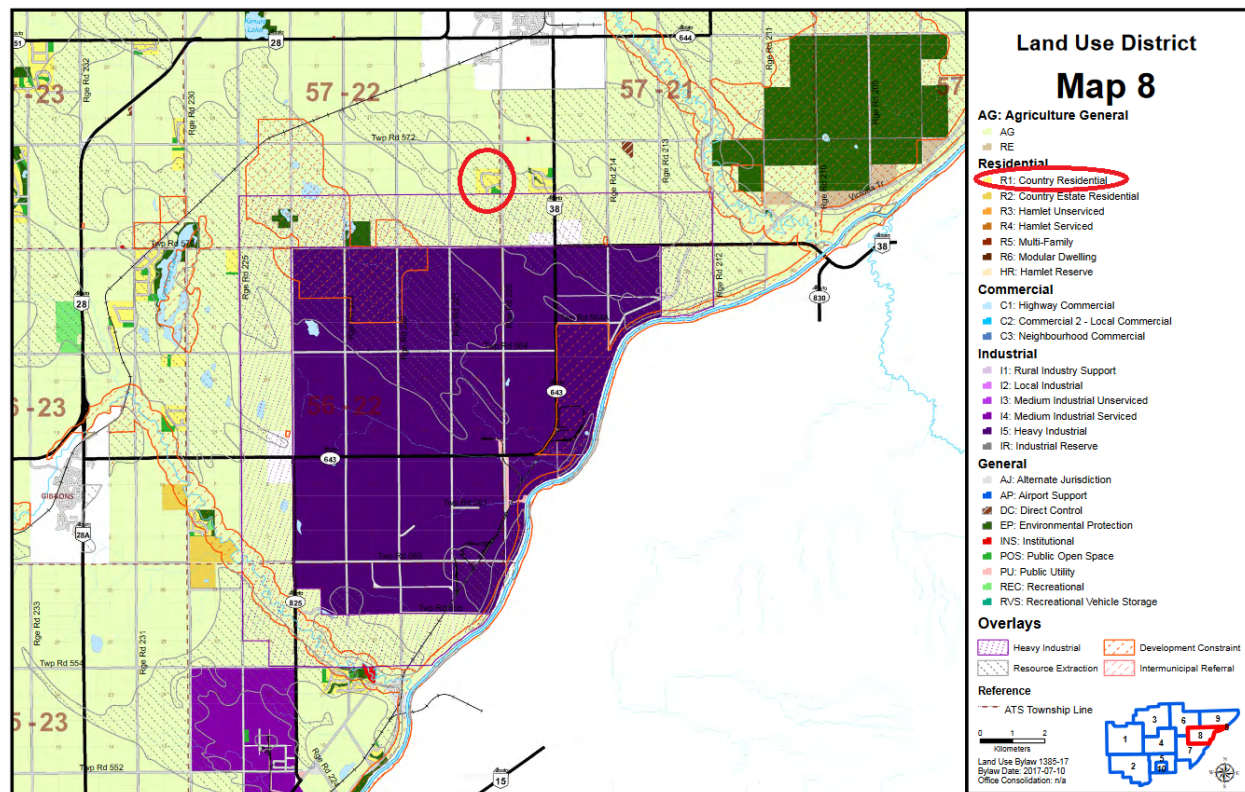
• >1.2 – 1.6 ha (>2.97 – 3.95 ac)

For the purpose of this bylaw, "one animal or bird unit" means:

- 1 horse/colt, donkey, mule, or ass = 1 unit, or
- 2 colts up to one year old, or
- 1 cow/steer, oxen = 1 unit, or
- 2 calves up to one year old, or
- **10 ducks, turkeys, chickens, pheasants, geese or other similar fowl = 1 unit**, or
- 2 sheep, goats, or ewes = 1 unit, or
- 5 llama, or 5 alpaca = 1 unit, or
- 10 rabbits or chinchillas = 1 unit, or
- 5 ostrich, or 5 emus = 1 unit, or
- 1 pig = 1 unit, and
- 2 piglet (s), up to one year old = 1 unit.

Here to verify we are in fact R1

<https://www.sturgeoncounty.ca/Services/Development-Services/Land-Use-Bylaw>



(Juniper Hills is all classified as R1)

Please flip over to the second attachment "Agriculture Practice"

Once you call it Livestock it then becomes part of The Alberta Agriculture Act. This includes cattle, horses, poultry and even dogs. (I have had to obtain permits with CFIA to import a purebred animal to use for breeding stock. I am very familiar with the act and the regulations.)

The Alberta Agriculture act covers Nuisance caused by roosters- Page 9, If the noise complaints are coming in, the recourse for the individual complaining is to write to the Agricultural Minister themselves to find out if their grievance is out of bounds of normal livestock and agricultural practices. This is not a local Bylaw Animal control issue- as again- it cannot be- it's Livestock.

Section 4: A person shall not commence an action in nuisance for any odor, noise, dust, smoke or other disturbance resulting from an agricultural operation unless an application has been made under this section with respect to the disturbance at least 90 working days previously.

So to review in summary:

- I am not breaking any bylaws by wanting to keep roosters.
- My property is a R1-Country Residential

- I own more than 2.47 acres

- My limitations are "Livestock" and "3 units" as per section 7.1, 7.2

As an example I could own 15 Llamas according to the 7.0 R1, section 7.2 of the animal control bylaws.

Samantha Dobler