

Bylaw No. 04-2017
A BYLAW RESPECTING ANIMALS

The Council of the Village of Edenwold in the Province of Saskatchewan,
enacts as follows:

SHORT TITLE

1. This bylaw may be referred to as the Animal Control Bylaw 2017.

REPEAL OF BYLAWS

2. That the following Bylaws of the Village of Edenwold be repealed:

Bylaw # 03-2014 A Bylaw RESPECTING ANIMALS

Bylaw # 01-2017 A Bylaw to AMEND BYLAW #03-2014

DEFINITIONS

3. For The purpose of this bylaw the expression:

- a. "Act" means "*The Municipalities Act*".
- b. "Administrator" means the Administrator for the Village of Edenwold.
- c. "Council" means Council for the Village of Edenwold.
- d. "Dog" shall mean either male or female.
- e. "Municipality" shall mean the Village of Edenwold.
- f. "Running at large" shall mean when the dog is beyond the boundaries of the land occupied by the owner, possessor, or harbourer of the said dog, or beyond the boundaries of any lands where it may be with the permission of the owner or occupant of said land and when it is not under control by being;
 1. Securely confined within an enclosure; or
 2. Securely fastened so that it cannot roam at will

LICENCING

4. Every person within the municipality who owns, possesses, or harbours a dog over 3 months old shall:
 - a) Annually obtain a dog licence from the Administrator, and pay the applicable fee.
 - b) Cause the dog to wear, around its neck, the licence tag as issued.
 - c) All licences issued under the provisions of this Bylaw:
 - i) Shall expire on December 31st next following the date of issue.
 - ii) Are non-refundable or non-transferable.
 - d) A person residing in the Municipality who owns, possesses, keeps or harbours a dog and neglects or refuses to register and apply for a license, or neglects to cause the dog to wear the license, shall be subject to the penalties as outlined in the PENALTIES section of this bylaw.
 - e) Every owner of a dog within the Municipality shall on demand of the Bylaw Enforcement Officer, Peace Officer, or Community Safety Officer, produce and show his/her license receipt or otherwise evidence that he/she has a license for the current year.

RUNNING AT LARGE

5. No dog shall run at large in the Municipality.
6. A person who owns, possesses, or harbours a dog found running at large shall be deemed guilty of an infraction under this bylaw.
7. A dog running at large, and displaying aggressive behaviour, shall enter the penalty process at the second step.

DANGEROUS DOGS

8. Dangerous dogs will be dealt with under the provisions of *The Municipalities Act* Sections 374 – 380, and Section 369(2) (c).

NUMBER OF DOGS

9. No person or persons in any dwelling or combined dwelling unit within the Municipality shall own, possess or harbour more than two (2) dogs at one time.

NOISE

10. No Person who owns, keeps, harbours, or allows to remain on his premises a dog, barking or howling in excess of 15 minutes in any given hour.

DEFECATION

11. Where a dog has defecated on public property or private property within the Municipality without the consent of the owner of the property, the Owner of the dog shall immediately remove the defecation and shall dispose of the defecation in a sanitary manner.
12. An Owner of a dog shall remove the dog's defecation from the Owner's property daily, and shall dispose of the defecation in a sanitary manner.

PENALTIES

13. The Administrator may issue any written warning under this bylaw.
14. The Notice of violation shall be served by Community Safety Officer, Bylaw Enforcement Officer, or Peace Officer upon request of the Municipality.
15. A Violator of this bylaw, upon being served by the correct authority may, during office hours, voluntarily pay the one half (1/2) of the penalty for the violation at the Municipal Office, within a thirty (30) day period, and upon payment as so provided, that person shall not be liable to prosecution of the offence.
16. **A person who contravenes this Bylaw shall be guilty of an offence and liable on summary conviction of the following penalties**
 - a. A person who contravenes any of the provisions of Section 4 (Licencing) of this bylaw, shall be guilty of an offence and upon conviction shall be liable to a penalty of:
 - i. \$250.00
 - b. A person who contravenes any of the Provisions of Sections 5, 6, or 7 (Running at Large) of this bylaw, shall be guilty of an offence and upon conviction, shall be liable to a penalty of:
 - i. 1st offence – Written warning
 - ii. 2nd offence within a 60 day period – \$250.00 Penalty
 - iii. 3rd offence within a 90 day period – \$400.00 Penalty
 - iv. Subsequent offences within a 2 year period - \$500.00 Penalty
 - c. A person who contravenes any of the Provisions of Section 9 (Number of Dogs) of this bylaw, shall be guilty of an offence and upon conviction, shall be liable to a penalty of:
 - i. 1st offence – Written warning
 - ii. 2nd offence – \$250.00 Penalty
 - iii. 3rd offence – \$250.00 Penalty
 - iv. Subsequent offences - \$250.00 Penalty

- d. A person who contravenes any of the Provisions of Section 10 (Noise) of this bylaw, shall be guilty of an offence and upon conviction, shall be liable to a penalty of:
 - i. 1st offence – Written warning
 - ii. 2nd offence within a 30 day period – \$250.00 Penalty
 - iii. 3rd offence within a 60 day period – \$300.00 Penalty
 - iv. Subsequent offences within a 90 day period – \$400.00 Penalty

- e. A person who contravenes any of the Provisions of Sections 11 or 12 (Defecation) of this bylaw, shall be guilty of an offence and upon conviction shall be liable to a penalty of \$40.

17. Upon a judge's discretion upon summary conviction; the costs that the municipality incurs during the proceedings to prosecute the offence, shall be the person's responsibility thereby prosecuted, to settle those costs to the Municipality.

LICENCE FEES

18. The annual licence fees are as follows:
 - a. Annual licence fee for Dogs \$10.00

IMPOUNDMENT FEES

19. The owner of a dog is liable for any impoundment fees that may be charged to the Municipality as a result of their dog being impounded by the Regina Humane Society, or any other Humane Society, or SPCA. In the event the owner of the dog does not reimburse the Municipality within 90 days, the amount may be added to the Tax roll.

This Bylaw shall come into force and take effect on the day of its final passing.

Mayor

Administrator

Certified a true copy of Bylaw 04-2017
 Passed by resolution of Council this
 Day of , 2017.

Administrator/Clerk