

BYLAW NO. 11/2016

ANIMAL CONTROL BYLAW
A BYLAW OF THE VILLAGE OF DEBDEN TO CONTROL ANIMALS

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

1. This bylaw shall be known as the "Animal Control Bylaw"
2. DEFINITIONS

In this bylaw, the following definitions apply:

- a. *Bylaw Enforcement Officer*- means the person or persons appointed or contracted by the Council for the Village of Debden for the purpose of enforcing provisions of this bylaw
 - b. *Cat*- means a male or female cat or kitten over 8 weeks of age
 - c. *Dog*- means a male or female dog or puppy over 8 weeks of age
 - d. *Dangerous Animal*- means a cat or dog or any other animal that is one that:
 - o without provocation and in a vicious manner, approached a person or domestic animal in an apparent attitude or attack;
 - o is known to attack without provocation;
 - o has bitten or attacked a person or domestic animal without provocation;
 - o is owned primarily for the purpose of fighting or is trained for fighting.
 - e. *Owner*- includes:
 - f. *Pound*- means such premises as may be designated by the Council of the Village of Debden for the purpose of safely lodging and securing animals seized pursuant to this bylaw
 - g. *Running at Large*- means when the animal is beyond the boundaries of the land occupied by the owner or beyond the boundaries of any lands where it may be with the permission of the owner or occupant of the said land and is not under control by being on a leash or harness and in direct and continuous charge of a person competent to control it; or securely confined within an enclosure; or securely fastened so that it cannot roam at will.
3. RUNNING AT LARGE
 - a. No dog or cat or other owned animal, shall run at large in the Village at any time.
 - b. A person who owns, possesses, or harbours an animal found running at large shall be deemed guilty of an infraction of this bylaw and will be charged a penalty as set out in the attached Schedule "A"
 - c. **Any dog running at large four or more times shall be disposed of by the police, pound-keeper, dog catcher, or other person appointed by Council.**

4. LIMITS-ANIMALS

- a. No person or persons within the Village shall harbour or keep more than (4) animals on any one property without the approval of Council. If an owner fails or refuses to comply with the provisions of this section, he/she shall be subject to the penalties as set out in Schedule "A" attached hereto.
- b. No person shall possess, harbour, confine, herd, graze, or allow to graze any cattle, horses, poultry, pigeons, foxes, mink, skunks, or any other animal reared for the bearing of fur within the boundaries of the Village. This bylaw shall not apply to areas of town which are zoned A-Agriculture or UR-Urban Reserve. Section 4 (b) shall not apply to livestock and poultry brought into town for the duration of a special event at which the said livestock and poultry will be used for purposes of exhibition or performing at a special event.
- c. No person shall keep bees or other biting or stinging insects within the boundaries of the Village.

5. SEIZURE AND IMPOUNDING

- a. A bylaw enforcement officer or peace officer may seize and impound any animal observed to be at large.
- b. A bylaw enforcement officer or peace officer may enter onto land surrounding any building in pursuit of any animal, which has been observed to be at large.

6. DEFECATION

- a. If a dog or cat defecates on any public or private property other than the property of the owner of the said dog or cat, the owner shall remove the defecation (feces) immediately and dispose of in a sanitary fashion.
- b. An owner or occupant of private property must not allow animal feces to accumulate on the property so as to create a health hazard.
- c. Failure to cause such removal as set out in Section 6 (a) and (b) shall be deemed guilty of an infraction of this bylaw and subject to penalties set out in Schedule "A"

7. NUISANCE

- a. All dogs are banned from the school yard for safety reasons. The exception to this is service dogs.
- b. The owner or possessor of a dog shall not allow the animal to create a nuisance by barking, howling, attempting to bite or biting anyone or any domestic animal, chasing vehicles or bicycles. Any owner that contravenes this section, commits an offense under this bylaw.
- c. The owner or possessor of a cat shall not allow the animal to create a nuisance by howling, hissing, or otherwise make disruptive noises or by urinating, defecating or

spraying on or otherwise damaging or interfering with property other than the property of the owner. Any owner that contravenes this section, commits an offense under this bylaw.

8. DANGEROUS ANIMALS

- a. Where a complaint is received by the Village Office that a dog within town is dangerous, Section 135.2 of *The Urban Municipality Act, 1984* shall apply as attached.

9. PENALTY

- a. A person who contravenes any provision of this bylaw or neglects or refuses to comply therewith shall be guilty of an offense and liable upon summary conviction to a fine of not less than \$50.00 and not more than \$2000.00.
- b. Where any person has committed or alleged to have committed a breach of any of the provisions of this bylaw, a ticket in the form designated Form "C" attached to and forming part of this bylaw, may be served on such person by the bylaw enforcement officer.
- c. If the Village receives voluntary payment of the prescribed penalty within thirty (30) days from the date the ticket was issued, the person receiving the ticket shall not be liable for prosecution for the offence.
- d. If the person who has committed or alleged to have committed a breach of any section of this bylaw fails to pay the specified fine within the time allowed following service of the ticket, the provisions of this section no longer apply and the person shall be liable to prosecution for the offence.

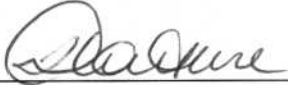
10. REPEAL

Bylaw 3/2008 is hereby repealed.





Mayor



Administrator/Clerk

Subsection 249(3) *The Urban Municipality Act, 1984*

Schedule "A" to Bylaw 11/2016

Penalties

****For the First Offence, a warning shall be issued****

If paid within thirty (30) days of date of issue of the notice of violation:

<u>Section</u>	<u>Offence</u>	<u>Second</u>	<u>Subsequent</u>
Section 3	Running at Large	\$25.00	\$50.00
Section 4	Exceeding Limits- Animals	\$25.00	\$50.00
Section 6	Failure to Remove Defecation	\$25.00	\$50.00
Section 10	Nuisance Dogs/Nuisance Cats	\$25.00	\$50.00
Section 8	Failure to Prevent Dangerous Dog From Attacking or Injuring	Any amount as determined by Council, not to exceed \$15,000.00	

