

PROPOSED BYLAW NO. 2/2001

A BYLAW TO LICENSE AND REGULATE THE RUNNING AT LARGE OF ANIMALS.

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The Council of the Summer Resort Village of Wakaw Lake, in the Province of Saskatchewan, enact as follows:

**1) INTERPRETATION**

- a) "Animal Control Warden" shall mean the Village Council and/or any such person or persons as may be designated by the Village, from time to time, to enforce provisions of this Bylaw and includes the agents or employees of that person or those persons so designated.
- b) "Cat" means either male or female cat of the Family Felis Domestica.
- c) "Council" means the Council of the Summer Resort Village of Wakaw Lake
- d) "Dog" means either male or female of the Family Canidae.
- e) "Owner" includes:
  - i) a person, persons, partnership, association or corporation who keeps, possesses, harbours; or has care of or control of an animal;
  - ii) the person responsible for the custody of a minor where the minor is the owner of an animal;  
But does not include:
  - iii) a veterinarian registered pursuant to the Veterinarians Act, 1987 who is keeping or harboring an animal for the preservation, diagnosis or treatment of a disease or an injury to the animal.
  - iv) An urban municipality or the Saskatchewan Society for the Prevention of Cruelty to Animals in respect of an animal shelter or impoundment facility operated by it;
- f) "Pound" means such premises and facilities as may be designated by the Village, from time to time, as the pound;
- g) "Pound-keeper" means a person, persons, or associations designated by the Village, from time to time, to maintain and administer the pound;
- h) "Running At Large" means off the premises and boundaries of the land occupied by the owner, possessor or harbourer or beyond the boundaries of permission of the owner or occupier of the lands and is not under control by being tied or secured to a leash or chain or other similar restraining device;

**2) CARE AND CONTROL**

- a) Every person who owns an animal shall cause his/her/their animal to wear a collar. It is recommended that some sort of identification be placed on the collar.
- b) A person residing in the municipality who owns, possesses, or harbours an animal, and neglects or refuses to ensure their animal or an animal deemed their responsibility a proper collar shall be deemed guilty of infraction of this bylaw.
- c) No animal shall run at large in the Summer Resort Village.
- d) A person, who owns, possesses, or harbours and animal found running at large shall be deemed guilty of an infraction of this bylaw.
- e) Any person may take any animal found running at large contrary to the provision of the bylaw to the local veterinarian, where it shall be kept for 92 hours unless the owner,

## 2. CARE AND CONTROL – continued

- g) A person who contravenes any of the provisions of sections (d), (e) and (f) of this bylaw, shall be guilty of an offence and upon conviction, shall be liable to a penalty of:
- i) Section 2 (d) - \$10.00
  - ii) Section 2 (e) - \$20.00
  - iii) Section 2 (f) - \$30.00
- h) Nuisance
- i) No owner of an animal shall permit the animal to create a disturbance by ululating. For the purpose of this section an animal is creating a disturbance if it's ululating can be easily heard by a person not situated on the property where the animal is.
  - ii) On a complaint made, in writing, to the Resort Village Council Member that any animal has been causing a disturbance, the Resort Village Council Member, upon being satisfied of the truth of the complaint, may notify the owner of such animal to abate the nuisance within 48 hours after receipt of the notice. The notice shall be in writing and shall be served personally upon the owner or left with some adult person at the residence of the owner. Failure to comply with the terms of the notice shall be a breach of this bylaw.
  - iii) Upon receiving a second or subsequent complaint within 30 days after the expiry of the 48 hour period set out in a notice under subsection (ii), the Animal Control Warden may order the owner to destroy the animal, remove the animal from the Village or deliver the animal to the Local Veterinarian within 48 hours after receipt of the notice. Such notice shall be provided in the manner set out in subsection (ii). In the event that the notice requires the animal to be delivered up to the Local Veterinarian and the animal is not so delivered, the Resort Village Council Member may enter on the property of the owner for the purpose of removing such an animal.
  - iv) The owners of an animal shall ensure that all animal droppings and excretions will be properly collected and disposed of in a sealed package. All owners of animals must ensure that their animal(s) do not roam to other properties and will be responsible for cleaning up any droppings and excretions.
  - v) The owner of a female animal in heat shall keep such animal confined to a house or kennel.
  - vi) A person who contravenes any of the provisions of sections (ii), (iii) and (iv) of this bylaw, shall be guilty of an offence and upon conviction, shall be liable to a penalty of:
    - (i) \$25.00
    - (ii) not less than \$50.00 and not more than \$200.00.

## 3) RESTRICTED DOGS

- a) "Restricted Dog" means any dog, whatever its age, of the following breeds or kinds:
- i) Pit Bull Terrier
  - ii) American Pit Bull Terrier; or
  - iii) Pit Bull
- Or any dog of a mixed breeding, which can be identified through its physical characteristics as a dog partially of the above mentioned breeds or kinds by a veterinarian licensed to practice in Saskatchewan.
- b) The owner shall keep the restricted dog in an enclosure which complies with the prescribed criteria set out in the regulation as passed and amended from time to time pursuant to section 135 of The Urban Municipality Act, 1984.
  - c) If the owner removes the restricted dog from the enclosure, he shall muzzle and leash it in accordance with the prescribed criteria set out in the regulation as passed and amended from time to time pursuant to section 135 of The Urban Municipality Act, 1984.
  - d) The owner shall display a sign on his property warning of the presence of the dog and the sign shall be displayed in the form and manner set out in the regulations as passed and amended from time to time pursuant to section 135.2 of The Urban Municipality Act, 1984.
  - e) The owner shall report a sale or other disposition of the dog to the Village's Animal

4) GENERAL

- a) A violator of this Bylaw, upon being served with a Notice of Volition, may, during office hours, voluntarily pay the penalty at the Summer Resort Village Office, and upon payment as so provided, that person shall not be liable to prosecution of the offence.
- b) The Notice of Violation shall be in Form "A," attached to and forming part of this Bylaw.



  
Mayor

  
Village Administrator/Clerk

CERTIFIED A TRUE COPY OF THE BYLAW  
Adopted by resolution of the Council of the  
Summer Resort Village of Wakaw Lake on  
The 27<sup>th</sup> day of April A.D. 2001.  
30 June

  
VILLAGE ADMINISTRATOR/CLERK

NOTICE OF VIOLATION

FORM "A"

Summer Resort Village of Wakaw Lake

No. \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Postal Code: \_\_\_\_\_

Details of Offense:

Date: \_\_\_\_\_ Time: \_\_\_\_\_ A.M./P.M. License No. \_\_\_\_\_

Description of Violation:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Location of Violation: \_\_\_\_\_

Penalty for the above violation: \_\_\_\_\_

\_\_\_\_\_  
Clerk/Special Constable/Bylaw Enforcement Officer