

RURAL MUNICIPALITY OF BRITANNIA NO. 502

BYLAW NO. 05-2017

A BYLAW TO PROHIBIT ANIMALS RUNNING AT LARGE

The Council of the Rural Municipality of Britannia No. 502 in the Province of Saskatchewan enacts as follows:

1. This Bylaw may be referenced as the “Animal Control Bylaw”
2. For the purpose of this Bylaw, the expression:
 - (a) “dog” shall mean a member of the Canis Genus species;
 - (b) “cat” shall mean a member of the Felis Catus species;
 - (c) “Council” shall mean the Council of the Municipality;
 - (d) “designated municipal official” shall mean that person designated by the Council of the Municipality;
 - (e) “Municipality” shall mean the Rural Municipality of Britannia No. 502;
 - (f) “Poundkeeper” shall mean the person appointed as poundkeeper by the Council of the Municipality;
 - (g) “municipal pound” or “pound” shall mean the Lloydminster & District SPCA located on the corner of 62 Avenue and 67 Street, Lloydminster, Alberta;
 - (h) “running at large” shall mean off the premises and boundaries of the land occupied by the owner, possessor, or harborer or beyond the boundaries of any lands where the dog or cat may be with the 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 not exceeding two metres in length.
3. No dog or cat shall run at large in the municipality.
4. No person who owns, possesses, or harbors a dog or cat, shall permit that dog or cat to be running at large.
5. For the purpose of Court proceedings to enforce the provisions of the Bylaw, if a dog or cat is found to be running at large, the person who owns, possesses, or harbors the dog or cat shall be deemed to have permitted that dog or cat to be at large unless the person proves to the satisfaction of the Court that at the time of the offence, the person did all that was reasonable to prevent the dog or cat from being at large.
6. Any person may take any dog or cat found running at large within the municipality, contrary to the provisions of this bylaw, to the municipal pound. The owner, possessor, or harborer may redeem the animal by making a voluntary payment totaling the amount shown in Schedule A. An animal that has been detained in the municipal pound, may be considered to be relinquished to the pound if it is not claimed and released within 72 hours from the time the animal was received at the municipal pound, which shall include statutory holidays and weekends.
7. The designated municipal official may take any dog or cat found running at large, contrary to the provisions of this bylaw, to the municipal pound. The owner, possessor, or harborer may redeem the animal by making a voluntary payment totaling the amount shown in Schedule A. An animal that has been detained in the municipal pound, may be considered to be relinquished to the pound if it is not claimed and released within 72 hours from the time the animal was received at the municipal pound, which shall include statutory holidays and weekends.

8. The municipal pound may sell or adopt out any animal which is not redeemed within the period of time noted in Section 6 or 7 for a sum or adoption fee of their choice.
9. The municipal pound may destroy any dog or cat which has not been redeemed within the period of time noted in Section 6 and 7.
10. If a dog or cat defecates on any public or private property other than the property of the owner, possessor, or harbinger of the said dog or cat, the owner, possessor, or harbinger of the dog or cat shall cause such defecation to be removed immediately and disposed of in a sanitary fashion.
11. The owner, possessor, or harbinger of a dog or cat shall not allow the animal to create a nuisance to any person by:
 - a. excessive barking, howling, hissing, or otherwise making disruptive noises;
 - b. attempting to bite or biting anyone or any domestic animal, chasing vehicles or bicycles;
 - c. causing damage to any property;
 - d. urinating, defecating or spraying on or otherwise damaging or interfering with any property other than the property of the owner, possessor, or harbinger.
12. A designated municipal official who has reason to believe that a person has contravened any provision under section 6 or 7 of this bylaw without having made voluntary payment to the municipal pound, may serve on that person a Notice of Violation, which Notice of Violation shall indicate that the Municipality will accept voluntary payment as outlined in Schedule A, to be paid to the Municipality within twenty-eight days.
13. A designated municipal official who has reason to believe that a person has contravened any provision under section 11 of this bylaw may serve on that person a Notice of Violation, which Notice of Violation shall indicate that the Municipality will accept voluntary payment as outlined in Schedule A, to be paid to the Municipality within twenty-eight days.
14. Where the Municipality receives voluntary payment of the amount prescribed under sections 6, 7, 12 or 13 within the time specified, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.
15. Payment of any Notice of Violation does not exempt the person from a further Notice of Violation under any section of this bylaw.
16. Every person who contravenes any provision of section 4 is guilty of an offence and liable on summary conviction:
 - (a) in the case of an individual, to a fine of not more than \$2,000;
 - (b) in the case of a corporation, to a fine of not more than \$5,000; and
 - (c) in the case of a continuing offence, to a maximum daily fine of not more than \$500 per day.
17. Every person who contravenes any provision of section 10 or 11 of this bylaw is guilty of an offence and liable on summary conviction:
 - (a) in the case of an individual, to a fine of not more than \$1,000;
 - (b) in the case of a corporation, to a fine of not more than \$2,500; and
 - (c) in the case of a continuing offence, to a maximum daily fine of no more than \$250 per day

18. Bylaw 20-2016 and any amendments are hereby repealed.

Read a first time this 8th day of March, 2017.

Read a second time this 8th day of March, 2017.

Read a third time this 8th day of March, 2017.

Reeve

Administrator

SCHEDULE "A"
FEES

Bylaw Section	Fee for 1st Occurance	Fee for 2nd Occurance	Fee for 3rd and any Subsequent Occurance
Section 6	\$50.00	\$100.00	\$150.00
Section 7	\$100.00	200.00	300.00
Section 12	\$150.00	\$300.00	\$450.00
Section 13	\$100.00	\$200.00	\$300.00