

**VILLAGE OF LOON LAKE
BYLAW 8-2020**

**A BYLAW TO REGISTER, LICENSE, REGULATE, RESTRAIN AND
IMPOUND ANIMALS WITHIN THE VILLAGE OF LOON LAKE, CITED
AS THE ANIMAL BYLAW**

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

I. DEFINITIONS

1. ADMINISTRATOR means the Village Administrator for the Village of Loon Lake, or an employee of the Village designated by the Administrator to act on behalf of the Village.
2. COUNCIL means the Council of the Village of Loon Lake.
3. ANIMAL CONTROL OFFICER shall mean a person appointed by Council or the Administrator to check animal licenses and apprehend and impound animals running at large.
4. JUDGE means a judge of the Provincial Court of Saskatchewan, who is authorized to carry out the necessary provisions of the *Municipalities Act* and amendments thereto.
5. OWNER includes:
 - a. A person who keeps, possesses or harbors an animal;
 - b. The person responsible for the custody of a minor where the minor is the owner of the animal;but does not include:
 - c. A veterinarian registered in accordance with the *Veterinarian's Act*, S.S. 1987 and amendments thereto who is keeping or harboring a dog for the prevention, diagnosis or treatment of a disease or injury;
 - d. The Village of Loon Lake, its agents and employees, the Saskatchewan Society for the Prevention of Cruelty to Animals, a local society for the prevention of cruelty to animals or a humane society operation pursuant to the provisions of the *Animal Protection Act*, and amendments thereto with respect to an animal shelter or impoundment facility operated by any of them.
6. PROVOCATION means an act done intentionally for the purpose of provoking a dog.

7. POUND KEEPER shall mean a person designated and appointed by Council or the Administrator to maintain a suitable accommodation (pound) for the keeping of impounded animals.
8. RUNNING AT LARGE shall mean an animal which is off the premises of its owner and is not on a leash.
9. VILLAGE shall mean the Village of Loon Lake, in the Province of Saskatchewan.

II. OFFENCES

1. No person shall keep, possess or harbor any animal which is not licensed in accordance with Section III of this Bylaw.
2. No Owner shall permit any animal to be outside the boundary of any premises or lands occupied by the Owner unless:
 - a. The animal is kept in an enclosure which confines the animal; or
 - b. The animal is fitted with a collar or a harness for the body that is properly placed and fitted on the animal and the movement of the animal is controlled by a person by means of a leash attached to the collar or harness of the animal; and
 - c. The leash is less than 1.2 meters in length and is constructed of a material having a tensile strength of at least two times the weight of the animal.
3. No Owner shall permit an animal to create a disturbance by barking, howling, chasing a person or animal or in any other way causing an interference with the lawful use and enjoyment of public or private property by any other person.
4. If an animal defecates on any public or private property other than the property of its Owner, the Owner of the animal shall remove the defecation immediately.
5. The preceding paragraph 4 shall not apply to a person who owns and is physically reliant on a guide dog trained and used to assist such person.
6. An Owner or occupant of private property must not allow animal feces to accumulate on the property so as to create a health hazard.
7. The ANIMAL CONTROL OFFICER or Administrator may personally serve an Owner occupant of private property with a notice to remove all animal feces from the property within 72 hours of service of the notice.
8. No Owner shall allow any animal which, without provocation, bites, inflicts injury assaults or otherwise attacks a person or domestic animal.

III. LICENSING

1. Every person who owns, possesses or harbor an animal within the Village limits shall register and obtain a license for the said animal from the Village Office, on or before January 31 in each year or immediately after the date of possession or date of residence within the Village limits.
2. The Administrator is authorized to register, record the registration and issue licenses in conformity with this Bylaw.
3. When applying for a license, the applicant must furnish a description of the animal, including sex, color, breed and any other identification information which may be required by the Village.
4. The Village shall furnish to each Owner or applicant of every animal a license tag showing the license number and year of registration.
5. Every Owner shall cause their animal to wear a collar around its neck with the license tag attached thereto.
6. The Owner of any animal within the Village shall, on demand of the Administrator or Animal Control Officer, show their license, receipt or other evidence that they have paid the current year's license fee provided for in this Bylaw.
7. All licenses shall expire on December 31 of the year in which they are issued.
8. The license fee for each animal shall be \$10.00. A dog owned by a sightless person and used as a guide, shall be licensed and registered as provided for in this Bylaw, without charge.
9. In the event that a dog is picked up within the Village of Loon Lake by the Animal Control Officer, and the dog has a current pet tag on its collar, the pound keeper or Administrator shall contact the owner of the dog and inform them that the dog is in the possession of the pound keeper. For first time offenses with a valid pet tag the owner shall not be fined the initial penalty of \$50.00, however if the dog ends up spending the night in the possession of the pound keeper the owner will be required to pay the \$10.00 per day fee for feeding and water the animal. January 1 of each calendar year the fines shall reset.
10. Individuals that reside outside of the Village of Loon Lake but live in close proximity to the Village may purchase a tag for \$10.00 from the Village office incase their dog gets picked up by the Animal Control Officer.

IV. IMPOUNDING

1. For the purposes of impounding any animal found running at large within the Village, a pound shall be established at such a place as may from time to time be designated by Council.

2. The Village may appoint a Pound Keeper to carry out the provisions of this Bylaw.
3. The Village may authorize an Animal Control Officer to apprehend, restrain and impound any animal or animals running at large within the Village; to issue violation notices; and to carry out additional duties in the enforcement of this Bylaw.
4. Notwithstanding the provisions of paragraph IV (1), any person of legal age may restrain any animal running at large within the Village and deliver the restrained animal to the Animal Control Officer. Such person shall provide the Animal Control Officer with a statement in writing describing the particulars of the restraining.
5. The Animal Control Officer shall keep a record of all animals restrained and subsequently impounded, including a description of the animal, the name of the Owner if known, the date, time and date of disposal.
6. An Animal Control Officer, or Poundkeeper shall be permitted to use all reasonable and appropriate means to apprehend an animal which includes the use live traps if required.
7. Each animal impounded under the authority of this Bylaw shall be kept by the Animal Control Officer in the pound for at least seventy-two (72) hours, unless the Owner claims the animal and pays all related fines and penalties.

V. RELEASE OF IMPOUNDED ANIMALS

1. All animals impounded in the pound shall be confined therein for a period of up to seventy-two (72) hours from the time of capture, excluding Saturdays, Sundays and Statutory holidays, during which time the Owner shall have the right to claim and repossess the animal upon paying all outstanding fees at the Village Office.
2. For the purposes of the paragraph 1 above, the daily charge for housing, feeding and watering an animal while in the pound, is ten (\$10.00) dollars per day. The impounding fees are as follows:
 - a. For the first time an animal is impounded and not found wearing the Village pet tag, the fee shall be fifty (\$50.00) dollars;
 - b. For the second time the animal is impounded, the fee shall be one hundred (\$100.00) dollars;
 - c. For the third and each consecutive time the animal is impounded, the fee shall be two hundred (\$200.00) dollars.

VI. DISPOSAL OF ANIMALS SUSPECTED OF HAVING RABIES

1. Any animal suspected of having rabies shall not be killed but shall be secured and isolated for seven (7) days and the matter immediately reported to the Village Office.
2. Where, in the opinion of the Animal Control Officer and/or Administrator, rabies infection has reached proportions where mass vaccination is indicated, every person who owns, harbors or possesses a dog within the Village shall cause such animal to be inoculated against rabies all costs associated with the inoculations will be borne by the owner.
3. A certificate issued by a qualified veterinarian certifying that an animal has been inoculated against rabies shall be prima facie evidence that such animal has been inoculated.

VII. DISPOSAL OF UNCLAIMED ANIMALS

1. In case an animal is impounded and is not claimed within seventy-two (72) hours as hereinbefore mentioned, the animal may be disposed of, without further notice, in the following manner:
 - a. Disposal by adoption to a nonresident, S.P.C.A., Humane Society, animal shelter; or
 - i. If the animal is being adopted by a non-resident, all fines relating to the dog must be paid in full at the Village Office prior to the dog being released.
 - b. Disposal by euthanasia.

VIII. ENFORCEMENT AND PENALTIES

1. Any person who contravenes this bylaw is guilty of an offence and is liable, in addition to any other penalties which maybe imposed, pursuant to the "Dangerous Dog" provisions of *The Municipalities Act* and amendments thereto:
 - a. The penalties specified in the General Penalty Bylaw of the Village of Loon Lake and this Bylaw;
 - b. If the offence relates to a Dangerous Dog as defined by this Bylaw, a minimum fine of \$500.00 for a first offence, together with the payment of the sum of \$200.00 for any impoundment fees;
2. Any parent or guardian who contravenes this bylaw is guilty of an offence and is liable to the penalties specified in the General Penalty Bylaw of the Village of Loon Lake.
3. Where any person has committed or alleged to have committed a breach of the provisions of subsections II (2) and (3) of this Bylaw, it shall not be necessary for

the Animal Control Officer to catch the dog, but the Administrator may serve on such persons a summons. Such person may pay to the Village, during regular office hours, a penalty as follows:

- a. For a first infraction, the sum of fifty (\$50.00) dollars.
 - b. For a second infraction, the sum of one hundred (\$100.00) dollars.
 - c. For a third and each subsequent infraction, the sum of five hundred (\$500.00) dollars, and the Village may request a court order prohibiting the Owner to possess dogs within the Village limits.
4. Payment must be made within nine-six (96) hours from the service of the said ticket. If payment is made within such time and accepted, the person shall not be liable to prosecution for the offense.
 5. Service of such ticket shall be made by registered mail or personal service upon such person.
 6. Where a person has committed or alleged to have committed a breach of the provisions in Section 21 the fine shall be five hundred (\$500.00) dollars.
 7. If the person who has committed or alleged to have committed a breach of Subsections II (2), (3) or (9) of this Bylaw, fails to pay the specified penalty within the provisions of Subsection (b) of this section, then the provisions of this section shall no longer apply and the person shall be liable to prosecution for the offense in the ordinary way, providing that nothing in this section shall prevent any person served with such ticket from exercising his/her right to defend any of the particularized offenses.
 8. The following municipal officials are hereby designated to be judges in accordance with declaring a dog a "Dangerous Dog":
 - a. The Animal Control Officer;
 - b. The Pound Keeper;
 - c. The Administrator.
 9. Any complaint that any person has committed or is alleged to have committed a breach of any of the provisions of this bylaw or a complaint that a dog is dangerous may be made to a judge.
 10. If upon information of complaint, it is alleged that a dog has bitten or attempted to bite any person, the matter will be dealt with as set out in *The Municipalities Act*.
 11. Any person convicted of a breach of provisions of this Bylaw shall be subject to the penalty set out in the General Penalty Bylaw of the Village of Loon Lake and amendments thereto.

IX. GENERAL

1. Bylaw No. 9/2014 is hereby repealed.
2. This Bylaw shall come into force on October 7, 2020.

Read a first time on October 7, 2020
Read a second time on October 7, 2020
Read a third time on October 7, 2020



Mayor

Administrator

