

**VILLAGE OF ST. LOUIS
BYLAW NUMBER TWO OF 2020**

A BYLAW OF THE VILLAGE OF ST. LOUIS IN THE PROVINCE OF
SASKATCHEWAN, REGARDING THE REGULATION, CONTROL AND LICENSING OF
DOGS

The Council of the Village of St. Louis, in the Province of Saskatchewan, under the provisions of the Municipalities Act, hereby enacts as follows:

NAME:

1. This Bylaw shall be known as the “Dog Licensing and Control Bylaw”.

DEFINITIONS:

2. In this Bylaw:
 - a) “Administrator” means the Administrator of the Village of St. Louis, or any person authorized to act on his behalf;
 - b) “Animal” means dog.
 - c) “Animal Control Officer” means that person appointed from time to time by the Council for the purposes of enforcing this Bylaw; this will be the Village of St. Louis Maintenance Foreman, if Council has not appointed any person;
 - d) “Council” means the Council of the Village of St. Louis, and includes the Animal/Pest control Committee, if any, established by the Council;
 - e) “Dog” means a dog whether male or female, of any classification or breed, or mixture of breeds, and includes an animal that is a cross between a dog and any other species;
 - f) “License Inspector” means the License Inspector of the Village, and such other person as he may from time to time appoint or designate to act on his behalf for the purposes of enforcing the licensing provisions of this Bylaw;
 - g) “License Year” means the period from on or before February 1 of the current year to January 31 of the following year;
 - h) “Owner” includes any person, partnership, association or corporation owning, possessing, harboring, keeping or having the custody, care or control over a dog, and “Owns” shall have corresponding meaning;
 - i) “Pound Keeper” means that person, organization or corporation as may from time to time be appointed by the Council for the purpose of retaining dogs seized or impounded pursuant to this Bylaw; this will be the Village of St. Louis Maintenance Foreman, if Council has not appointed any person;
 - j) “Running at Large” includes being off the premises of the owner when not:
 - i) On a leash of no more than two meters in length held by a person able to control the dog, or;
 - ii) Securely confined within an enclosure, or;
 - iii) Securely fastened so that it cannot roam at will and does not have access to any public property or property not that of the owner;
 - k) “Village” means the Village of St. Louis.

LICENSING OF ANIMALS:

3. Every owner of an animal who keeps such animal within the municipal boundaries of the Village, shall obtain a license from the Administrator:
 - a) and shall renew such license each year prior to expiration of February 1st of each year.
4. Licenses shall not be transferable between owners or to another animal.

5. At the time of application, the owner shall provide a statement in writing, disclosing:
 - a) The number of animals owned by him; and,
 - b) The breed, colour, sex, age, size, name and any other particular requested of the owner; and,
 - c) The name and address of the owner, where the animal or animals are to be kept by him/her;
 - d) a history of rabies vaccinations for each animal.
 - e) whether the animal has been spayed or neutered.
6. Upon such application being made, and the owner tendering therewith the annual license fee as set out in **Schedule A**, the Village shall issue a license and a tag for each animal owned by the Owner, which license and tag shall expire on the 31st of January of the following year;
7. Where a license has been paid for by tender of an uncertified cheque, the license is automatically revoked if the cheque is not accepted and cashed by the bank from which it is issued and/or drawn.
8. This license tag shall be securely fastened to the collar of the animal that the tag is issued for and must be around the neck of the animal at all times while the animal is in the municipal boundaries of the Village;
9. Seeing eye dogs used as a guide by a blind person shall be licensed and the Village Administrator shall issue the license without payment of the license fee.
10. The sum payable for a license after September 1st shall be half of the charge for a full year.

MAXIMUM NUMBER OF ANIMALS:

11. Each living unit/premises, regardless of the number of owners, may only house three (3) dogs.

STATEMENT TO OFFICER:

12. Any person residing within municipal boundaries, when requested to do so by the Administrator or Animal Control Officer, shall forthwith deliver to him/her a true and correct statement in writing of the number of animals owned by him/her and any other information requested of him/her relating to the keeping of animals.

ANIMAL FECES:

13. An owner or occupant of private property must not allow animal feces to accumulate on the property which unreasonably interferes with the use and enjoyment of adjoining premises by owners or occupants.
14. The Administrator or an Animal Control Officer may charge the property owner and/or serve an owner or occupant of private property with a notice to remove all animal feces from the property within seventy-two (72) hours of service of the notice.
15. A notice under section 14, may be served personally on an owner or occupant of private property, or sent by registered mail addressed to the owner of the property at the mailing address shown on the last revised assessment roll of the Village.
16. A notice served by registered mail is deemed to have been received on the fifth day following the date of its mailing.
17. The Village may remove the feces from the property if:
 - a) the person to whom the request is made fails to remove the feces within seventy-two (72) hours; or
 - b) after reasonable inquiry, the whereabouts of the owner or occupant of the property cannot be determined.

18. If the Village removes feces pursuant to section 19, the Village may collect from the owner reasonable charges and expenses as a debt due to the Village and the Village may recover the charges and expenses by action in a court of competent jurisdiction.
19. 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.

ANIMAL ABANDONMENT

20. No person shall willfully fail to provide shelter or care to an animal in such a way as to desert or abandon such animal for which that person is an owner.

IMPOUNDING OF ANIMALS:

21. For the purpose of impounding animals in the course of enforcement of this Bylaw, a pound shall be kept by the Village at such place or places as the Council, from time to time designates, and the Council may, from time to time appoint one or more Pound Keepers and fix their remuneration.
22. Whenever any animal with a collar and license tag is impounded, the Pound Keeper shall forthwith deliver or cause to be delivered to or at the place of residence, as shown by the record maintained by the Village Office, of the owner, possessor or harbourer, a Notice of Violation, as provided for in **Schedule "D"**, attached hereto, to the effect that unless the said animal is redeemed and the fees provided in this Bylaw are paid within forty-eight (48) hours from the time of delivery or mailing of the said notice, the said animal may be sold, delivered to the nearest animal shelter or destroyed of, in the most humane way possible, as provided herein. If the animal is impounded on a weekend or after hours, the notice of violation will be served on the morning of the next business day.
23. Whenever any animal without a collar and license tag is impounded, the Pound Keeper shall keep the said animal for forty-eight (48) hours from the time of impounding to see if anyone claims the animal, after which, the said animal may be sold, delivered to the nearest animal shelter or destroyed of, in the most humane way possible, as provided herein.
24. During the period of impounding of any animal, it shall be the duty of the Pound Keeper or other authorized person to supply such animal with adequate food, water and shelter.
25. The owner, possessor or harborer of an animal impounded as aforesaid shall pay to the Administrator in advance of release of the said animal, penalties as set out in **Schedule "B" and "C"**.
26. When the owner, possessor or harborer of an animal impounded attends at the Pound Keepers within forty-eight (48) hours upon being served with a notice of violation or prior to the animal being destroyed, and upon payment of any impounding fees and violation fees as are provided for, the said animal shall be released to the owner, possessor or harborer of the animal.
27. Any animal not redeemed within the time prescribed by this Section may be sold, delivered to the nearest animal shelter or destroyed of, in the most humane way possible, by the Pound Keeper, as provided herein.

RUNNING AT LARGE:

28. No owner of an animal shall permit an animal to run at large within the municipal boundaries.

DISTURBANCE:

29. No owner of an animal shall permit their animal to create a nuisance or disturbance to other persons residing nearby or to the public at large by:

- a) Barking;
- b) Yelping;
- c) Howling;
- d) Growling, or
- e) Other inappropriate behaviour or noises

GENERAL OFFENCES:

30. Except as otherwise provided in this or any other Bylaw, no person shall:
- a) Own or keep an animal otherwise than in compliance with this Bylaw;
 - b) Keep a female animal when in heat, except when confined and secured in a building on the premises of the owner;
 - c) Break open or assist in breaking open any Pound in which an animal may be impounded or hinder or delay or obstruct any person in the performance of his duties hereunder;
 - d) Tease, bait or throw objects at an animal upon its owner's premises.

PENALTIES:

31. Except where otherwise provided in this Bylaw, every person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction:
- a) In the case of an individual, to a fine not less than \$500, and not more than \$2,000;
 - b) In the case of a continuing offence of an individual, to a daily fine not less than \$25.00 and not more than \$100.00.
 - c) In the case of a corporation, to a fine of not less than \$1,000, and not more than \$5,000.
32. Notwithstanding section 31 above, the Administrator or Animal Control Officer issues a Notice of Violation for a violation of this Bylaw, that Administrator or Animal Control Officer shall enter on the violation the prescribed amount as set out in the Bylaw, which, if paid within the prescribed time, will be accepted as a guilty plea to the offence.
33. Any person who is in default of a fine imposed pursuant to this section may be liable to a term of imprisonment not exceeding ninety (90) days.

NOTICE OF VIOLATION, VOLUNTARY PAYMENT TO AVOID PROSECUTION:

34. A person or corporation who contravenes any section of this Bylaw, may, upon being served with a Notice of Violation, as set out in **Schedule D**, may voluntarily pay the prescribed penalty at the Village office located at 172 Riverside Drive, St. Louis, SK.
35. For the purpose of determining the prescribed penalty, the number of prior offences shall be determined by the number of prior Notices of Violation issued in relation to the specified contravention, with the exception of those which have been cancelled or dismissed by the Court.
36. If the Administrator receives voluntary payment of the prescribed penalty within the time limit specified on the Notice of Violation, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.
37. Nothing in this Section shall be construed to prevent any person from exercising the right to defend a charge for a contravention of this Bylaw.
38. A Notice of Violation as specified in **Schedule D** may be issued by the Administrator, a peace officer, the Animal Control Agency, appointed Bylaw Officer or the Poundkeeper.

39. A person to whom a Notice of Violation is being issued under this Section shall, upon request by the person issuing the Notice of Violation, provide their name, address and date of birth. Any person who fails to provide this information is guilty of an offence and liable on summary conviction to the penalty contained in section 31.

GENERAL:

40. Any person who is guilty of a violation of any of the provisions of this Bylaw for which no other penalty is specified, is liable upon summary conviction to the penalties specified in the General Penalty Bylaw.

REPEAL AND COMING INTO FORCE:

41. Bylaw Number Nine of 2009 is hereby repealed, PROVIDED HOWEVER that such repeal shall not affect any rights or liabilities accrued or accruing thereunder at the time of coming into force of this Bylaw.
42. This Bylaw shall come into force and take effect on the date of final passing thereof.

Mayor

Administrator

READ A FIRST TIME THIS ____ DAY OF _____, 2020.

READ A SECOND TIME THIS ____ DAY OF _____, 2020.

READ A THIRD TIME AND PASSED THIS ____ DAY OF _____, 2020.

SCHEDULE NO. A
TO BYLAW NO. TWO OF 2020
ANNUAL LICENSE FEES

Dogs – Male or Female \$10.00

SCHEDULE NO. B
TO BYLAW NO. TWO OF 2020
IMPOUNDMENT FEES FOR ANIMALS

Pound fee (per animal) \$50.00

Care and sustenance fee (per animal) \$50.00 per day, or a portion thereof,
commencing at 12:00 a.m. on the
day immediately following the day of
impoundment

Euthanization fee (per animal) Fees to be equal to the charge of the
veterinarian plus any mileage fees
associated with the travel.

SCHEDULE NO. C
TO BYLAW NO. TWO OF 2020

PENALTIES FOR NON-CONFORMITY WITH BYLAW

SECTION	OFFENCE	PENALTY		
		1 ST OFFENCE	2 ND OFFENCE	SUBSEQUENT
3	Licensing of animal	\$75	\$75	\$75
11	More than 3 animals	\$100	\$200	\$300
12	False Statement	\$100	\$200	\$300
13	Accumulation of feces	\$50	\$100	\$200
19	Defecate on other property	\$100	\$200	\$300
20	Animal abandonment	\$200	\$350	\$500
28	Running at Large	\$100	\$200	\$300
29	Disturbance	\$100	\$200	\$300

VILLAGE OF ST. LOUIS
SCHEDULE "D"
TO BYLAW NUMBER
TWO OF 2020

VILLAGE OF ST. LOUIS
NOTICE OF VIOLATION

Ticket No. _____

TO: _____
(Name of Owner)

Violation fees: _____

(Address)

The animal described is in violation of the Village of St. Louis Bylaw No. _____.

DATE: _____ TIME: _____

LOCATION OF VIOLATION: _____

DESCRIPTION OF ANIMAL: _____

_____ DID UNLAWFULLY COMMIT THE FOLLOWING OFFENCE UNDER BYLAW NO. _____ OF 2020, AND ANY AMENDMENTS THERETO:

- | | |
|---|--|
| _____ Section 3 – no license | _____ Section 11 – more than 3 animals |
| _____ Section 12 – False Statement | _____ Section 13 – accumulation of feces |
| _____ Section 19 – defecate on other property | _____ Section 20 – animal abandonment |
| _____ Section 28 – Running at Large | _____ Section 29 – Disturbance |
| _____ Other - specify | _____ Other - specify |

SPECIFIED PENALTY SUM \$ _____

YOU ARE REQUIRED TO TAKE ONE OF THE FOLLOWING ACTIONS:

- A) To pay the specified penalty sum at least ten working days prior to the Court appearance date set out in B) or
- B) To appear before the presiding Justice of the Peace of the Provincial Court of Saskatchewan at Courtroom #5, Provincial Court 188 – 11th Street West, Prince Albert, SK at 9:30 a.m. on: _____, 20____ and as thereafter required to answer the above charge and to be further dealt with according to the law.

I, _____, an Officer of the Court, certify that I did on the _____ day of _____, 20____, issue this ticket.

Signature of Animal Control Officer

Administrator/Officer to check and initial here if applicable: _____

YOUR ANIMAL HAS BEEN IMPOUNDED. You may redeem your animal by paying all the fees noted above to the Village of St. Louis Office by _____, in addition to any impoundment fees which will be concluded on the date you pick up your animal. IF the animal is not redeemed by this date, the said animal may be sold, delivered to the nearest animal shelter or destroyed of, in the most humane way possible, as provided herein.