

VILLAGE OF ST. LOUIS
BYLAW NUMBER NINE OF 2009

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:

1. NAME:

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

2. DEFINITIONS:

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 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;
- (c) “Council” means the Council of the Village of St. Louis, and includes the Animal/Pest control Committee, if any, established by the Council;
- (d) “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;
- (e) “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;
- (f) “License Year” means the period from on or before February 1 of the current year to January 31 of the following year;
- (g) “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;
- (h) “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;
- (i) “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;
- (j) “Village” means the Village of St. Louis.

3. LICENSING OF DOGS:

- (a) Every owner of a dog who keeps such dog within the municipal boundaries of the Village shall, upon acquiring such ownership, and again on or before February 1st of each year apply to the Administrator for a license to keep such dog; this license shall not be transferable to any other dog;
- (b) At the time of application, the owner shall provide a statement in writing, disclosing:

- i) The number of dogs owned by him; and,
 - ii) The breed, colour, sex, age, size, name and any other particular requested of the owner; and,
 - iii) The name and address of the owner, where the dog or dogs are to be kept by him;
- (c) Upon such application being made, and the owner tendering therewith the annual license fee of \$10 for each dog, the Village shall issue a license and a tag for each dog owned by the Owner, which license and tag shall expire on the 31st of January of the following year;
 - (d) This license tag shall be securely fastened to the collar of the dog that the tag is issued for and must be around the neck of the dog at all times while the dog is in the municipal boundaries of the Village;
 - (e) Each living unit premises, regardless of the number of owners, may only house three (3) dogs;
 - (f) Subject to subsection 3(e), no person within the Village shall harbor or keep more than three (3) dogs
 - (g) 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.
 - (h) The sum payable for a license after September 1st shall be half of the charge for a full year.

4. STATEMENT TO OFFICER:

Any person requested to do so by the Administrator shall forthwith deliver to him a true and correct statement in writing of the number of dogs owned by him and any other information requested of him relating to the keeping of dogs.

5. IMPOUNDING OF DOGS:

- (a) For the purpose of impounding dogs 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.
- (b) Whenever any dog 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 harbinger, a notice of violation, as provided for in Schedule "A", attached hereto, to the effect that unless the said dog 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 dog may be sold, delivered to the nearest animal shelter or destroyed of, in the most humane way possible, as provided herein. If the dog is impounded on a weekend or after hours, the notice of violation will be served on the morning of the next business day.
- (c) Whenever any dog without a collar and license tag is impounded, the Pound Keeper shall keep the said dog for forty-eight (48) hours from the time of impounding to see if anyone claims the dog, after which, the said dog may be sold, delivered to the nearest animal shelter or destroyed of, in the most humane way possible, as provided herein.
- (d) During the period of impounding of any dog, it shall be the duty of the Pound Keeper or other authorized person to supply such dog with adequate food, water and shelter.
- (e) The owner, possessor or harbinger of a dog impounded as aforesaid shall pay to the Administrator in advance of release of the said dog
 - (i) for a first offence, the sum of thirty (\$30.00) dollars for the impounding of such dog, plus three (\$3.00) dollars for each day of impounding for food and any applicable violation fees associated with bylaw infractions;

- (ii) for any second and subsequent offence, the sum of sixty (\$60.00) dollars for the impounding of such dog, plus three (\$3.00) dollars for each day of impounding for food and any applicable violation fees associated with bylaw infractions.
- (f) When the owner, possessor or harbinger of a dog impounded attends at the Pound Keepers within forty-eight (48) hours upon being served with a notice of violation or prior to the dog being destroyed, and upon payment of any impounding fees and violation fees as are provided for, the said dog shall be released to the owner, possessor or harbinger of the dog.
- (g) Any dog 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.

6. OFFENCES:

Except as otherwise provided in this or any other Bylaw, no person shall:

- (a) Own or keep a dog otherwise than in compliance with this Bylaw;
- (b) Own a dog which by loud and frequent barking, yelping or howling creates a disturbance to the annoyance or discomfort of other persons residing in the neighborhood or to the public at large or causes injury to any person;
- (c) Keep a female dog when in heat, except when confined and secured in a building on the premises of the owner;
- (d) Allow a dog to defecate on any property not the property of the owner;
- (e) Break open or assist in breaking open any Pound in which a dog may be impounded or hinder or delay or obstruct any person in the performance of his duties hereunder;
- (f) Tease, bait or throw objects at a dog upon its owner's premises.

The owner of a dog found in violation of any of the clauses in Section 6 of this Bylaw is in violation of this Bylaw and is subject to the fines as outlined in Schedule "A", attached hereto.

7. DANGEROUS DOGS:

Subject to the Public Health Act and any regulations thereunder, providing that when, upon complaint that a dog has bitten a person, attempted to bite a person or has shown any type of threatening or aggressive behavior towards a person or another dog, it appears to the Justice of the Peace having cognizance of the complaint, that the dog is dangerous, the Justice may make order directing that the dog, by the owner, be kept under proper control or destroyed and that a person failing to comply with the order shall be liable to a fine not exceeding ten (\$10) dollars for every day during which failure continues; and providing that, when a dog is ordered to be destroyed, the Justice may by the same order, direct any person to destroy the dog.

8. RUNNING AT LARGE:

The owner of a dog found running at large commits a violation of this Bylaw and is subject:

- (a) In the case of a first offence committed, to a fine of thirty (\$30.00) dollars;
- (b) In the case of a second offence committed, to a fine of ninety (\$90.00) dollars;
- (c) In the case of each third and subsequent offence committed, to a fine of five hundred (\$500.00) dollars;

9. NOTICE OF VIOLATION:

- (a) Any person upon being served with a Notice of Violation, in a form attached hereto as Schedule "A", may voluntarily pay the fine fixed for the offence indicated to the Village Administrator during the regular business hours,
- (b) Upon such payment being made, then the person shall not be liable to prosecution for the offence.
- (c) If the person served with a Notice of Violation does not voluntarily make payment as specified in Subsection (a), then that person shall be liable to prosecution for the offence.

10. GENERAL:

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.

11. REPEAL AND COMING INTO FORCE:

- (a) Bylaw Number Three of 2005 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.
- (b) 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 _____, 2010.

READ A SECOND TIME THIS ____ DAY OF _____, 2010.

READ A THIRD TIME AND PASSED THIS ____ DAY OF _____, 2010.

Certified a true copy of
Bylaw No. NINE of 2009 adopted
by Resolution of Council on
the ____ day of _____, 2010 .

Mayor/Administrator/Clerk

VILLAGE OF ST. LOUIS
SCHEDULE "A"
TO BYLAW NUMBER
NINE OF 2009

VILLAGE OF ST. LOUIS
NOTICE OF VIOLATION

No. _____

TO: _____
(Name of Owner)

Violation fees: _____

(Address)

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

DATE: _____ TIME: _____

LOCATION OF VIOLATION: _____

DESCRIPTION OF DOG: _____

ISSUED BY: _____

You as the Owner or Keeper of the above dog are charged with a violation of:

<u>Section</u>	<u>Description</u>	<u>Penalty</u>
3	No license or tag fastened to collar - 1 st offence - subsequent offence	\$30.00 _____ \$60.00 _____
5	Impound fees - 1 st offence - subsequent offence - food	\$30.00 _____ \$60.00 _____ _____ days @ \$3.00 _____
6	Allow loud and frequent barking _____ Keep a female dog, while in heat, that is not confined to the owner's property _____ Allow a dog to defecate on any property that is not the owner's property _____ Break open Pound, hinder, delay or obstruct _____ Tease or bait a dog while it is upon its owner's property _____ - 1 st offence - subsequent offence	\$30.00 _____ \$60.00 _____
7	Running at large - 1 st offence - 2 nd offence - subsequent offence	\$30.00 _____ \$90.00 _____ \$500.00 _____

You may redeem your dog by paying all fees noted above to the Village of St. Louis Office by _____. If the dog is not redeemed by this date the said dog may be sold, delivered to the nearest animal shelter or destroyed of, in the most humane way possible, as provided herein.