BYLAW NO 342

A PET CONTROL BYLAW OF THE TOWN OF BREDENBURY

The Council of the Town of Bredenbury, in the Province of Saskatchewan, enacts as follows:

1. **Definitions:** Wherever in this Bylaw the following words or terms are used, they shall, unless the context otherwise provides, be held to have the following meaning.

    a) Person – includes a corporation or partnership and female as well as male.
    b) Town – shall mean the Town of Bredenbury
    c) Running at Large – when it is beyond the boundaries of the land occupied by the owner, possessor the said animal or pet, or beyond the boundaries of any lands where it may be with the permission of the owner or occupant of the said land and when it is not under control by being:
        1. In direct and continuous charge of a person competent to control it; or
        2. Securely confined within an enclosure; or
        3. Securely fastened so that it cannot roam at will; or
    d) Prohibited Dog – shall include the following:
        1. Pit Bull Terrier; or
        2. American Pit Bull Terrier; or
        3. Pit Bull; or
        4. Rottweiler; or
        5. Presa Canario; or
        6. Doberman Pinschers; or
        7. Alaskan Malamutes; or
        8. German Shepherds; or
        9. Great Pyrenees
        10. Any dog of mixed breeding, identified as a dog of partial mix of any of the above indicated breeds or kinds.
    e) Cat – feline of any breed or mixture of breeds.
    f) Dog – means any dog not a prohibited dog.

2. Scope & Regulations:

    a) Every person who owns, harbors, or has in his possession within the town, a dog or cat, not prohibited by this bylaw, over the age of three (3) months shall in each year register with and pay a License Fee to the town for each such animal.
    b) No owner of any dog or cat, not prohibited by this bylaw, shall permit the same to be running at large.
    c) Every person being the owner of any dog or cat found creating a noise or disturbance to the annoyance or discomfort of any person shall commit a breach of this bylaw.
    d) The owner of a female dog or cat in heat, shall keep such dog or cat housed at all times during the whole period such female animal is in heat.
    e) Any person who harbors a prohibited dog, in Section d) of definitions, must at all time have the dog tied up with a 3/8 inch chain link or a heavy clothes line wire; with a chain or heavy leather collar; even if the dog is fenced; due to the fact that fences become deteriorated and dogs can dig under the fence.
    f) Any persons who own, possess or harbors a prohibited and does not follow this Bylaw, Section 2(e) shall be deemed to be guilty of an infraction of this bylaw and is liable to a fine of ($1000.00) Dollars for each day that an infraction of this subsection occurs.

3. **Fee Schedule:** The License Fee payable within the registration of a Dog, not prohibited by this bylaw, shall be Ten ($10.00) Dollars and of a Cat Five ($5.00) Dollars.
4. **Pound and Pound Fees**
    a) Any dog found in breach of Section 2 within the Town may be impounded.
    b) A dog or cat may be redeemed from the dog pound by the owner upon payment of the pound fee as follows:
        1) $20 if the dog or cat impounded is licensed.
        2) $50 if the dog or cat impounded is not licensed. In addition, a dog must possess a current license before the dog may be redeemed.

    c) A dog or cat impounded and not claimed within seventy-two (72) hours from the time the dog is received at the pound, excluding Saturdays, Sundays and Statutory Holidays, shall:
        1) be sold without further notice and the proceeds shall go to the Town
        2) or if not sold, destroyed.

5. **Rabies Control**
    a) When a dog or cat has bitten a person and/or is suspected of being rabid or has been in contact with a rabid animal, the Medical Health Officer and a veterinarian of the Health of Animals Branch, Canada Department of Agriculture, shall be notified immediately. Where the veterinarian of the Animals Branch is not available, the report shall be made to the local veterinarian or Police Officer.
    b) A medical Health Officer or licensed veterinarian or Police Officer having cognizance that a dog or cat is dangerous or might have been exposed to rabies may order that:
        The person owning, harboring or having in his or her possession such dog or cat whether vaccinated or not against rabies shall keep it under confinement at a place acceptable to the veterinarian of the Health of Animals Branch, Canada Department of Agriculture for a period of at least two weeks or until such time as the suspicion of rabies has been confirmed or refused.
    c) Where in the opinion of the Medical health Officer and the district veterinarian, Health of Animals Branch, Canada Department of Agriculture, rabies infection has reached proportions where mass vaccination is indicated every person who owns or harbors or has in his possession within the Town a dog or cat susceptible against rabies.
    d) D) A certificate issued by a qualified veterinarian to the effect that a dog or cat has been inoculated against rabies shall be prima facie evidence that such animal has been so inoculated.
6. **Administration**
    a) The Council of the Town Clerk or the Town Foreman shall have the authority to appoint persons to carry out the provisions of this Bylaw.
    b) Any person who sees a dog that is not prohibited by this bylaw or cat running at large should contact the Council, Town Clerk, or Town Foreman immediately writing the name of the owner, and the place where seen and sign their name to the violation.
    c) All license fees and pound fees shall be paid to the Town office.
    d) A dog pound shall be established to receive and detain any dog or cat running at large and a dog or cat impounded shall be detained until disposed of in accordance with the provisions of this Bylaw.
    e) A record of all dogs and cats impounded shall be kept and of the time and manner of their disposal. Said record shall be open for inspection.
    f) If the address of the owner of any impounded dog is known to the person receiving and detaining a dog in the pound, he shall within twenty-four (24) hours, forward to the said owner a notice in writing by mail advising such owner of such impounding and setting forth the amount required to be paid in order to have the dog release

7. Penalties

a) Every person who commits a breach of this bylaw shall be guilty of an offence and liable to a penalty on summary conviction of ($20.00) in addition to any other fees and penalties imposed under this Bylaw.

b) Any persons who owns, possesses or harbors a prohibited or vicious dog within the boundaries to the Town of Bredenbury shall be deemed to be guilty of an infraction of this bylaw and is liable to a fine of ($1000.00) Dollars for each day that an infraction of this subsection occurs.

c) A person in contravention of this bylaw upon being served a notice of violation may voluntarily pay his penalty at the Town Office of the Town of Bredenbury. Compliance with such notice within the period of time described therein shall relieve such person from liability to prosecution in respect of such infraction.

d) If a person in contravention of this bylaw does not voluntarily pay the penalty provided in Section 6 (a) of this Bylaw within seventy-two (72) hours, excluding holidays, Saturdays and Sundays of being served a notice of violation, the said person shall be liable on summary conviction to a penalty of $100 with all costs of prosecutions, including the costs of committal and conveyance to jail, and in default of payment of the said penalty and costs, to imprisonment not exceeding a period of five (5) days.

e) All previous bylaws of the Town of Bredenbury relating to the licensing, controlling and regulating of dogs or cats within the Town of Bredenbury are herby repealed.

Introduced and read a first, second time, and third time this 21st day of September, 2009.

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Mayor

[SEAL]

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Administrator

Certified a true copy of Bylaw No. 342 adopted on the 21st day of September, 2009.

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Administrator