



TOWN OF WHITEWOOD

BYLAW NO. 07-2016

A BYLAW OF THE TOWN OF WHITEWOOD TO PROVIDE FOR DOG AND CAT CONTROL

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

1. in this Bylaw:

- a) **Act**, means *"The Municipalities Act"*
- b) **Administrator** means the administrator of the municipality;
- c) **Council** shall mean the council of the Town of Whitewood;
- d) **Designated Officer** shall mean the person designated by the council of the municipality;
- e) **Dog** shall mean either a male or female dog over 3 months old
- f) **Cat** shall mean either a male or female cat
- g) **At large** means being on:
 - i) public property unaccompanied by any person;
 - ii) public property accompanied but not under the complete control of a person by means of a leash; or
 - iii) private property without the permission of the owner or occupant of the property by means of a leash.
- h) **Dog run** means a structure designed and/or used for the keeping or containment of a dog
- i) **Leash** means a restraint used to control a dog/cat which restraint does not exceed 1.2 meters in length and is constructed of a material having a tensile strength of at least 140 kilograms

- j) **Municipality** means the municipal corporation of the Town of Whitewood and the area of land over which it has jurisdiction
- k) **Pound keeper** shall mean the person appointed as pound keeper by the council of the municipality
- l) **Pound** shall mean such premises and facilities as may be designated by council from time to time, as the pound;
- m) **Owner** means any person owning, possessing or keeping a dog

2. Licensing:

- 1.) Every person within the municipality who owns, or harbours a dog/cat over 3 months old shall:
 - a) annually obtain a dog/cat license from the Town Office
 - b) cause the dog/cat to wear, around the neck, the license tag issued pursuant to subsection (1) (a)
- 2.) All licenses issued under the provisions of this Bylaw:
 - a) shall expire on December 31st next following the date of issue; and
 - b) are non-transferable

3. Number of Dogs Permitted:

- 1.) Unless otherwise provided for in this Bylaw no person shall keep more than three (3) dogs over the age of three (3) months within the Town of Whitewood, or,
- 2.) Any resident who is registered with the Canadian Kennel Club or any other bona fide kennel club shall keep no more than five (5) dogs and shall supply a copy of the entry form and receipt from the dog show's secretary, for a dog show held during the previous year.

4. At Large:

- 1.) An owner shall not allow his or dog/cat to be at large in the municipality
- 2.) The Designated Officer shall receive and detain at the pound any dog/cat found at large
- 3.) A person who owns, possesses or harbours a dog/cat found running at large shall be deemed guilty of an infraction of this bylaw.
- 4.) No person shall permit a dog or cat to be:
 - a) on any public playground or park;
 - b) on public Ball Diamonds or Soccer Fields; and

- c) this section does not apply to a person who owns and is physically reliant on a guide dog trained and used to assist such person
- 5.) Any person may take any dog/cat found running at large contrary to the provisions of this bylaw to the municipal pound, where it shall be kept for seventy-two (72) hours. This shall not include statutory holidays and weekends
- 6.) The designated municipal officer (administrator, pound keeper) may sell any animal which is not redeemed within 72 hours for a sum of not less than the amount required to redeem the dog/cat under section 4

5. Dogs Barking or Howling

- 1.) No person who owns or keeps a dog or allows it stay in the owner's premises shall allow such dog to bark excessively or howl excessively;
- 2.) Any person who allows a dog to bark or howl excessively shall be deemed Guilty of an infraction of this bylaw;
- 3.) Any person who allows a dog to bark or howl excessively and can positively identify the animal, can file a written complaint at the Town Office. Written complaints must include as much information as possible i.e. name, type of violation, date & location of infraction, corner and suggestions
- 4.) The municipality may issue a written order if there is anything in the physical environment that the dog is being kept in that can be remedied that would prevent said dog from barking or howling;
- 5.) The municipality may apply to a judge to have a dog that barks and howls excessively, at the owner's expense, muzzled, fitted with a collar or device that deters barking or permanently removed from the municipality; and
- 6.) The municipality may issue a written infraction notice, in the appropriate Municipal form, under this or the Municipal Noise Bylaw

6. Defecation

- 1.) Where a dog/cat has defecated on public property or private property, within the Municipality without the consent of the owner of the property, the Owner of the dog shall immediately remove the defecation.
- 2.) An Owner of a dog/cat shall remove the dog's/cat's defecation from the Owner's property daily, and shall dispose of the defecation in a sanitary manner.

7. Female Dog/Cat

- 1.) An owner of a non-sterilized female dog/cat shall keep the dog/cat indoors at all times during the period the dog/cat are in heat.

8. Dog Runs

- 1.) Where a dog is housed or kept in a dog run, the Owner shall ensure that the dog run is kept in a sanitary condition protecting the health and safety of the dog and any other living being.
- 2.) An owner shall ensure a dog run on the Owner's property is located no closer than 1 metre to a property line and no closer than 5 metres from a dwelling unit located on an adjacent property.
- 3.) An Owner shall ensure that a dog run on the Owner's property is constructed of material of sufficient strength and in a manner adequate to:
 - a) confine the dog; and
 - b) prevent the entry of children of tender years.
- 4.) If, in the opinion of the Designated Officer the condition or location of a dog run is not in accordance with this Bylaw, the Designated Officer may order the owner of the property on which the dog run is located, to clean, alter, demolish or relocate the dog run within the time period specified in the order.
- 5.) An order to relocate a dog run issued pursuant to subsection (1) will allow the Owner of the property on which the dog is located, at least 30 days to relocate or remove the dog run.

9. Detainment and Release

- 1.) Where the Designated Officer has received a dog whose Owner is known, the Designated Officer shall, within 24 hours, provide notice to the Owner of the fact of the dog's detainment and the amount required to be paid, as per schedule "A", in order for the dog to be released.
- 2.) Notice in subsection (1) may be given by telephone or in writing.
- 3.) An Owner or Owner's agent may claim a detained dog by attending the Pound and providing the pound keeper with proof of ownership or entitlement to the dog.
- 4.) The Designated Officer or pound keeper shall not release a detained dog unless the:
 - i) Person claiming the dog can satisfy the Designated Officer or pound keeper that he or she is the Owner of the person entitled to possession of the dog; or
 - ii) Designated Officer or pound keeper has received the detainment fee as set out in Schedule "A"
- 5.) A dog may be considered to be relinquished to the pound when a dog:
 - i.) Detained at the pound, whose Owner is unknown, is not claimed and released within 72 hours from the time the dog was received at the

FORM "A"

Notice of Violation of Bylaw No 2-2017

TOWN OF WHITEWOOD

Payment of Fine

DETAILS OF VIOLATION

Name of Owner _____

Address of Owner _____

Location of Violation: _____

Description of Dog or Cat: _____

Please pay as indicated: _____

Penalty for the above infraction: _____

Issued by: _____

Date of Issue: _____

The Penalty must be paid at the Town Office in Whitewood, Saskatchewan prior to picking up the dog/cat. Once payment is received, a receipt will be issued. The receipt must be presented to a designated town employee at the impound for the dog/cat to be released.

SCHEDULE "A"**FEES- VOLUNTARY PAYMENTS****IMPOUND FEES**

ITEM	AMOUNT
Impoundment Charge- first offence	\$50.00
Impoundment Charge- second offence	\$75.00
Impoundment Charge- third offence	\$100.00
Impoundment Charge- subsequent offenses Same calendar year	\$100.00
Housing Charge	\$20.00/day or portion thereof for every day held

LICENCE FEES

ITEM	AMOUNT
Dogs/Cats over 3 months	\$0.00

FINES AND VOLUNTARY PAYMENT

ITEM	AMOUNT
No current license	\$300.00
Allowing a dog/cat to be at large	\$300.00
Failure to remove defecation	\$300.00
Failure to keep non-sterilized dog indoors while dog/cat is in period of heat	\$300.00
Failure to comply with order of Designated Officer	\$300.00
Barking or howling	\$300.00
Second Offence for any of the fines	\$500.00
Third offence for any of the fines	\$1,000.00