

**TOWN OF WATROUS
BYLAW NO. 21-2013**

**A BYLAW OF THE TOWN OF WATROUS TO PROVIDE FOR THE
LICENCING, REGULATING AND CONTROL OF DOGS AND CATS**

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

1. This Bylaw shall be known as the "Dog & Cat Control Bylaw".

2. DEFINITIONS:

In this Bylaw the following definitions apply:

- a) "BYLAW ENFORCEMENT OFFICER" - means the person or persons appointed or contracted by the Council of the Town of Watrous for the purpose of enforcing the provisions of this Bylaw.
- b) "CAT" - means any cat, male or female, neutered or spayed of the feline family over the age of three (3) months.
- c) "CLERK" - means the administrator for the municipality.
- d) "COUNCIL" - means the Council of the Town of Watrous.
- e) "DOG" - means any dog, male or female, neutered or spayed of the canine family over the age of three (3) months.
- f) "DANGEROUS DOG" - means
 - i) Any dog, that without provocation, in a vicious or menacing manner, chased or approached a person or domestic animal in an apparent attitude of attack;
 - ii) Any dog whatever its age with a known propensity, tendency or disposition to attack without provocation, to cause injury or to otherwise threaten the safety of persons or domestic animals;
 - iii) Any dog that, without provocation, has bitten, inflicted injury, assaulted or otherwise attacked a person or domestic animal;
 - iv) Any dog which is owned primarily or in part for the purpose of dog fighting or is trained for fighting.
- g) "OWNER" - includes
 - i) a person, persons, partnership, association or corporation who keeps, possesses, harbours, or has care of or control of a dog or cat;
 - ii) the person responsible for the custody of a minor where the minor is the owner of a dog or cat.
- h) "POUND" - means such premises and facilities as may be designated by the Council of the Town of Watrous for the purpose of safely lodging and securing animals seized pursuant to the Bylaw.
- i) "RUNNING AT LARGE" - means when the dog or cat is beyond the boundaries of the land occupied by the owner, possessor or harbourer or keeper of the said dog or cat, or beyond the boundaries of any lands where it may be with the permission of the owner or occupant of the said land and is not under control by being;
 - i) in direct and continuous charge of a person competent to control it; or
 - ii) securely confined within an enclosure; or
 - iii) securely fastened so that it cannot roam at will.

3. LICENCING:

- a) Every owner of a dog or cat within the Town of Watrous shall cause each such dog or cat to be registered with and obtain a licence for it from the Town Office. When applying for a licence, the applicant shall provide the Town Office with a physical description of the dog or cat, the breed in the case of a dog and any other relevant information required with respect to the dog or cat for which the licence is sought and shall provide the name, address and telephone number of the owner of the dog or cat.
- b) The licence year for dogs and cats shall be from the first day of January to the thirty-first day of December of the same year.
- c) Every owner of a dog or cat three months old or older shall no later than March 1 in each year obtain a license for the said dog or cat from the Town Office, and failure to do so

DOG AND CAT CONTROL, BYLAW NO. 21-2013

shall constitute an offence under this bylaw.

- d) When issuing a licence for a dog or cat, the Town shall supply the applicant with a tag, the form of which and lettering or numbers inscribed or imprinted thereon as may be determined by the Town and a receipt for payment of the licence.
- e) The annual licence fee for a dog or cat licence shall be as set out in Schedule "A" attached hereto and which may be amended from time to time by resolution of Council.
- f) The sum payable for a licence required after the thirty-first day of August in a calendar year shall be calculated at fifty percent (50%) of the annual fee and shall expire on the thirty-first day of December in the same calendar year.
- g) Any dog or cat licence issued pursuant to the provisions of this Bylaw by the Town of Watrous shall not be transferable to any other dog or cat.
- h) If a dog or cat licence number plate or tag is lost, destroyed or so defaced as to be illegible, the owner, possessor or harbourer of the dog or cat to which the licence was issued shall forthwith apply to the Town Office for a replacement which shall be issued upon payment of a fee as set out in Schedule "A" attached hereto and which may be amended from time to time by resolution of Council.
- i) A dog which is used as a guide or "seeing eye" dog by a blind person shall be registered and licenced with the Town and the Town shall issue a licence without the prescribed fee.
- j) The owner of a dog or cat shall ensure that the dog or cat wears a collar to which is attached a current licence tag whenever the dog or cat is off the premises of the owner, provided that this provision shall not apply while a dog or cat is participating in a recognized show, obedience trial or field trial. No person other than the owner of a dog or cat licenced under this bylaw shall remove its collar or tag and to do so shall be an offence under this bylaw.
- k) Every applicant, at the time of making an application for a licence for a neutered dog or cat, may be required to provide the Town Office with a certificate from a veterinary surgeon that such dog or cat has been neutered.
- l) The provisions of this section shall not apply to the dogs and cats kept, in the ordinary course of business by the proprietors of the following premises:
 - i) a veterinary hospital, clinic, boarding kennel or grooming parlor;
 - ii) a public pound;
 - iii) a shop whose business included the sale of pets and is licenced as such;
 - iv) a shelter operated by an association or society incorporated for the purpose of the protection and humane treatment of animals.
- m) The owner or possessor of a kennel whose kennel is registered in the Register of The Canadian Kennel Club may in lieu of procuring a licence for each dog as herein before required, pay the Town the sum of \$100.00 as the license fee for all dogs in such kennel.
- n) A person residing in the Town of Watrous who owns, possesses, keeps or harbours a dog or cat and neglects or refuses to register and apply for a licence for the current year, or neglects to cause the dog or cat to wear the licence, shall be subject to the penalties as outlined in Schedule "C" of this Bylaw.
- o) Every owner of a dog or cat within the Town of Watrous shall on demand by the Bylaw Enforcement Officer or Peace Officer produce and show his/her licence receipt or other evidence that he/she has a licence for the current year.

4. RUNNING AT LARGE:

- a) The owner of a dog or cat shall not at any time allow the dog or cat to run at large within the Town of Watrous.
- b) When a dog or cat is found to be running at large, its owner is deemed to have failed or refused to comply with the provisions of this section.
- c) Where a dog or cat is found to be running at large, the owner or occupant of that property on which the dog or cat is running at large may make a written complaint to the Bylaw Enforcement Officer.

DOG AND CAT CONTROL BYLAW NO. 21-2013

5. LIMITS - DOGS AND CATS:

- a) No person within the Town of Watrous shall harbour or keep more than three (3) dogs on any one property. If an owner fails or refuses to comply with the provisions of this section he/she shall be subject to the penalties as set out in Schedule "C" attached hereto and which may be amended from time to time by resolution of Council.
- b) No person within the Town of Watrous shall harbour or keep more than three (3) cats on any one property. If an owner fails or refuses to comply with the provisions of this section he/she shall be subject to the penalties as set out in Schedule "C" attached hereto and which may be amended from time to time by resolution of Council.

6. SEIZURE AND IMPOUNDING:

- a) A Bylaw Enforcement Officer or Peace Officer may seize and impound any dog or cat observed to be at large.
- b) A Bylaw Enforcement Officer or Peace Officer may enter onto land surrounding any building in pursuit of any dog or cat which has been observed to be at large.
- c) The Bylaw Enforcement Officer is hereby authorized to seize and capture, by the use of a tranquilizer gun or other method authorized the Council of the Town of Watrous, and impound any dog or cat running at large contrary to the provisions of this Bylaw.
- d) Any person may take any dog or cat found running at large contrary to the provisions of this Bylaw to the Town of Watrous Pound.
- e) No person, whether or not he is the owner of a dog or cat which is being or has been pursued or seized shall:
 - i) Interfere with or attempt to obstruct a Bylaw Enforcement Officer who is attempting to seize or has seized any dog or cat in accordance with the provisions of this Bylaw.
 - ii) Unlock or unlatch or otherwise open the vehicle in which dogs or cats seized under this Bylaw has been placed, so as to allow or attempt to allow any dog or cat to escape therefrom.
 - iii) Removed or attempt to remove any dog or cat from the possession of the Bylaw Enforcement Officer.

7. POUND:

- a) The Council of the Town of Watrous shall appoint a Pound Keeper.
- b) All dogs and cats impounded in the Pound shall be so confined therein for a period of 72 hours from the time of capture during which time the owner thereof shall have the right to repossess the said dog or cat upon paying to the Town Office the amount set forth in Schedule "B" to this Bylaw as amended from time to time by resolution of council.
- c) No unlicensed dog or cat which is impounded shall be released to its owner or to any other person until the appropriate pound fee is paid and a licence has been purchased for it.
- d) When a dog or cat impounded is wearing a collar to which is attached a licence tag valid for the current year, the Town Office shall promptly attempt to contact the owner of the dog or cat as shown in the records made when the licence was purchased at the address shown therein, that unless the said dog or cat is claimed and the fees as provided for in this Bylaw are paid within 72 hours from the date of the impounding, the said dog or cat shall be dealt with pursuant to the provisions of the Bylaw.
- e) All impounded dogs or cats which are not claimed within 72 hours as aforesaid, may be sold by the Town Office to any person paying for such dog or cat, a sum of not less than \$40.00 for the use of the Town Pound and procuring a licence for such dog or cat as provided for by this Bylaw. In the event any dog is not sold after expiration of the said 72 hours, it shall be disposed of in a humane manner.
- f) It shall be the duty of the Pound Keeper to provide each dog or cat impounded under the authority of this Bylaw, an adequate supply of food and fresh water during its

DOG AND CAT CONTROL BYLAW NO. 21-2013

confinement in the Pound.

- g) Any dog found in any public street, lane, park, boulevard, cemetery or other public place or otherwise running at large contrary to the provisions of this Bylaw, the Bylaw Enforcement Officer or Peace Officer may seize and impound by the use of a tranquilizer gun or other methods authorized by Town Council.
- h) When the owner of a dog or cat, impounded for failure to have a licence tag and for no other reason, has applied to the Town Office to obtain the said dog or cat out of the Pound before it has been sold or disposed of as provided for in this Bylaw, a pound fee only as set out in Schedule "B" to the Bylaw as amended from time to time by resolution of Council shall be charged if the owner satisfies the Town Office that the collar and licence tag for the current year has been lost or stolen and that the Town Office had been notified within 24 hours after the discovery of the loss.

8. LITTER - DOGS AND CATS:

- a) If a dog or cat defecates on any public or private property other than the property of the owner, possessor or harbourer of the said dog or cat; the owner, possessor or harbourer of the dog or cat shall cause such defecation to be removed immediately and disposed of in sanitary fashion. Failure to cause such removal shall be an infraction of this Bylaw.

9. NUISANCE:

- a) Nuisance - Dogs
 - i) The owner, possessor or harbourer of a dog shall not allow the animal to create a nuisance to any person by barking, howling, attempting to bite or biting anyone or any domestic animal, chasing vehicles or bicycles and any owner, possessor or harbourer who contravenes this section commits an offence under this Bylaw.
- b) Nuisance - Cats
 - i) The owner, possessor or harbourer of a cat shall not allow the animal to create a nuisance to any person by howling, hissing or otherwise making disruptive noises or by urinating, defecating or spraying on or otherwise damaging or interfering with any property other than the property of the owner, possessor or harbourer. Any owner, possessor or harbourer who contravenes this section commits an offence under this Bylaw.

10. RABIES AND OTHER DISEASE:

- a) Any dog or cat suspected of having rabies shall not be killed but shall be secured and isolated for 7 days and the matter immediately reported to the Veterinary Clinic for the Town of Watrous, whose instructions shall be complied with.
- b) An owner, possessor or harbourer of a dog or cat who neglects or refuses to comply with any order of the Veterinary Clinic shall be guilty of an infraction of this Bylaw.

11. DANGEROUS DOGS:

- a) Where a complaint is received by the Town Office that a dog within the Town of Watrous is dangerous, Sections 374 to 380 of *The Municipalities Act* shall apply.

12. GENERAL PENALTIES:

- a) A person who contravenes any provision of this Bylaw or neglects or refuses to comply therewith shall be guilty of an offence and liable upon summary conviction to a fine of not less than \$50.00 and not more than \$2000.00.

13. PENALTIES:

- a) Tickets shall be issued by the Bylaw Enforcement Officer for the Town of Watrous for offences against this Bylaw the penalty amounts set forth in Schedule "C" to this Bylaw as amended from time to time by resolution of Council.
- b) Notwithstanding Section 12 a person who contravenes any provision of this Bylaw, upon being served with a ticket may voluntarily pay the prescribed penalty in Schedule "C" at

DOG AND CAT CONTROL BYLAW NO. 21-2013


the Office of the Town of Watrous, #404 Main Street, Watrous Saskatchewan.

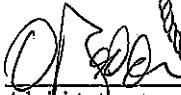
- c) If the Town of Watrous receives voluntary payment of the prescribed penalty within seven (7) days from the date the ticket was issued, the person receiving the ticket shall not be liable for prosecution for contravention in respect of which the ticket was given.
 - d) If payment is not received as provided in subsection (c) hereof within the time prescribed a Summons shall be issued to the person alleged to have committed the offence, and thereafter, the provisions of this section shall not apply with respect to that offence.
 - e) A person to whom a ticket is being issued pursuant to this section shall furnish the Town of Watrous Bylaw Enforcement Officer, upon request his/her name and address.
14. Bylaw No. 25-95 and Bylaw No. 03-00 are hereby repealed.
15. This Bylaw shall come into force and take effect on January 1, 2014.

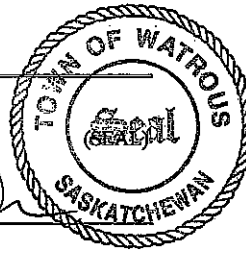
INTRODUCED AND READ a first time this 2nd day of December 2013.

READ a second time this 2nd day of December 2013.

READ a third time and adopted this 16th day of December 2013


Mayor
Ed Collins


Administrator
Orrin Redden



DOG AND CAT CONTROL BYLAW NO. 21-2013

SCHEDULE "A" OF BYLAW NO. 21-2013

Annual License Fees for Dogs and Cats:

For licenses procured prior to March 1st each year:

- | | | |
|----|--------------------------|---------|
| 1. | Neutered/Spayed | \$10.00 |
| 2. | Not Neutered/Spayed..... | \$15.00 |

For licenses procured after March 1st each year:

- | | | |
|----|--------------------------|---------|
| 1. | Neutered/Spayed | \$20.00 |
| 2. | Not Neutered/Spayed..... | \$30.00 |

Lost Dog or Cat Licence Tag replacement fee \$2.00



DOG AND CAT CONTROL BYLAW NO. 21-2013

SCHEDULE "B" OF BYLAW NO. 21-2013

Dog Pound Fees: (Pursuant to Section 7)

Impoundment	
First Offence	\$40.00 plus \$20.00 per day or part thereof
Subsequent offences within 12 months.	\$60.00 plus \$20.00 per day or part thereof

Cat Pound Fees: (Pursuant to Section 7)

Impoundment	
First Offence	\$40.00 plus \$15.00 per day or part thereof
Subsequent offences within 12 months.	\$60.00 plus \$15.00 per day or part thereof



DOG AND CAT CONTROL BYLAW NO. 21-2013

SCHEDULE "C" OF BYLAW NO. 21-2013

Penalties		1 st Offence	2 nd & Subsequent Offences
<u>Reference</u>	<u>Offence</u>		
Sec. 4	1. Running at Large	\$50.00	\$100.00
Sec. 3	2. Unlicensed Animal	\$40.00	\$ 80.00
Sec. 3	3. Animal not wearing license.	\$20.00	\$ 40.00
Sec. 9	4. Barking, howling (dogs)	\$50.00	\$100.00
Sec. 9	5. Hissing, fighting, howling (cats)	\$50.00	\$100.00
Sec. 8	6. Failure to remove defecation	\$50.00	\$100.00
Sec. 5	7. Exceeding limit of Animals	\$25.00	\$50.00

(for each animal exceeding the limit, Section 5)