

TOWN OF STAR CITY

BYLAW NO. 513-2019

A BYLAW OF THE TOWN OF STAR CITY, IN THE PROVINCE OF SASKATCHEWAN
TO PROVIDE FOR ANIMAL CONTROL THE LICENSING AND CONTROLLING
OF DOGS AND CATS WITHIN THE TOWN OR STAR CITY.

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

1. TITLE:

This Bylaw may be referred to as "The Dog and Cat Bylaw".

2. PURPOSE:

The purpose of this Bylaw is to promote the safety health and welfare of people and the protection of people, animals and property in the Town of Star City and to ensure the humane treatment of animals.

3. DEFINITIONS:

In this Bylaw unless the context otherwise requires:

- (a) "Animal" shall refer to a cat and/or a dog.
- (b) "Cat" means and includes every male and female of the feline family immediately after it is weaned.
- (c) "Council" means the Council of the Town of Star City.
- (d) "Designated Officer" means any person appointed by the Town of Star City for the purpose of enforcing the provisions of this bylaw.
- (e) "Dog" means either male or female of the canine family immediately after it is weaned.
- (f) "Dangerous Dog" shall mean:
 - i) Any dog whatever its age with a known propensity, tendency or disposition to attack without provocation other domestic animals or humans; or
 - ii) Any dog which has bitten or attacked another domestic animal or human, without provocation; or
 - iii) Any dog which has been raised or trained for the purpose of fighting dogs or other domestic animals; or
 - iv) For the purposes of proceedings pursuant to this section a dog is presumed not to have been provoked in the absence of evidence to the contrary.
- (g) "Licence" means the exterior metal tag which shall be affixed to the collar of a cat or dog and which include the registered identification number contained in the Town of Star City cat and dog licence records.
- (h) "Municipality" means the Town of Star City

- (i) "Owner" includes:
 - i) a person, persons, partnership, association of corporation owning, possessing, harbouring or having charge of or control over any dog or cat or who permits any cat or dog to remain about his or her residence or premises located within the limits of the Town.
 - ii) the person responsible for the custody of a minor where the minor is the owner of a dog or cat;
 but does not include:
 - iii) a veterinarian registered pursuant to The Veterinarians Act, 1987 who is keeping or harboring a dog or cat for the preservation, diagnosis or treatment of a disease or of an injury to the cat or dog.
- (j) "Pound" means such premises and facilities as may be designated by the Municipality, from time to time, for the purpose of safely lodging and securing animals seized pursuant to the Bylaw.
- (k) "Poundkeeper" means a person, persons, or associations designated by the Municipality from time to time to maintain and administer the pound.
- (l) "Running at Large" means being on
 - i) Public property unaccompanied by any person;
 - ii) Public property accompanied by a person but not under the complete control of a person by means of leash, unless otherwise permitted by this Bylaw
 - iii) Private property without the permission of the owner or occupant of the property.

4. **LICENSING:**

- (a) Every owner of a dog or cat within the Town shall:
 - i) Obtain a permanent licence from the Town
 - ii) Cause the dog or cat to wear, around the neck the licence issued.
- (b) When applying for a licence, the owner shall supply the Town with a description of the cat or dog, the name and address of the owner, and any other relevant information which may be required by the Town
- (c) A licence is not transferable to any other cat or dog.
- (d) The annual license fee shall be the fees set out in Schedule "A" of this bylaw.
- (e) No owner shall be issued, or entitled to hold more than 3 licenses at any given time, and no person or persons other than a veterinarian shall harbour, keep or possess more than 3 dogs or cats that are three months of age and older at a residence or any other premises at any time.

- (f) Licences granted under the provisions of this Bylaw shall expire the last day of December next following the date of issue of same.
- (g) No person shall keep or possess or harbour a Dangerous Dog within the boundaries of the Municipality.

5. **RUNNING AT LARGE:**

- (a) No owner of a dog or cat shall permit his dog or cat to run at large in the Municipality.
- (b) When a dog or cat is found running at large, its owner shall be deemed to be committing an offense under this bylaw and upon summary conviction shall be subject to the penalties set out in Schedule "B" hereto.
- (c) The Designated Officer shall be authorized to capture animals running at large and confine such animals in a pound. In the event that the animal in question cannot be caught by the Designated Officer, they are authorized to take a photograph of the animal and upon establishing the owner of the animal, a fine will be levied against the owner. The fine structure shall apply equally irrespective of how the evidence is rendered.
- (d) Any owner of a dog, or any person having responsibility for or custody of a dog which
 - i) bites or chases a person or other animal;
 - ii) bites, barks at, or chases any motor vehicle or bicycle;
 - iii) causes any damage whatsoever to any property or any injury whatsoever to any person or other animal; whether or not the dog is then running at large, shall be in violation of the Bylaw.

6. **SEIZURE AND IMPOUNDING:**

- (a) Any dog or cat found running at large contrary to the provisions of this Bylaw may be taken by any person to the dog and cat pound provided by the Municipality.
- (b) A Designated Officer, Poundkeeper, or Peace Officer may seize and impound any dog or cat running at large or being a nuisance.
- (b) A Designated Officer, Poundkeeper, or Peace Officer may enter onto the land surrounding any building in pursuit of any dog or cat, which has been observed running at large.
- (c) No person, whether or not he/she 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 Designated Officer, Poundkeeper or Peace 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 van or vehicle in which dogs or cats seized under this Bylaw have been placed, so as to allow or attempt to allow any dog or cat to escape therefrom.
- iii) remove or attempt to remove any dog or cat from the possession of the Designated Officer, Poundkeeper, or Peace Officer.

7. DUTIES OF AN OWNER

- (a) An owner shall not allow his or her animal to be at large
- (b) An owner shall have complete control of their animal at all times
- (c) An owner of an animal:
 - i) Shall ensure that the animal has an adequate source of food and water
 - ii) Shall provide the animal with adequate medical attention when the animal is wounded or ill
 - iii) Shall provide the animal with reasonable protection from injurious heat or cold and
 - iv) shall not confine the animal to an enclosure or area:
 - 1) with inadequate space
 - 2) with unsanitary conditions
 - 3) without providing an opportunity for exercise, so as to significantly impair the animal`s health and wellbeing.
- (d) No owner of an animal shall permit the animal to be or become a nuisance by barking or howling or by making any other offensive noise to the annoyance or discomfort of any person any time day or night. For the purpose of this section, an animal is creating a disturbance if a person not situated on the property where the animal is located can easily hear the noise made by the animal.
- (e) No owner of an animal shall fail to immediately remove any defecation of an animal from private or public property, other than the property owned or occupied by the owner.
- (f) No owner of an animal shall fail to dispose of all defecation from the animal whether located on the owner`s property or otherwise, in a sanitary manner so as to prevent odor and sanitation complaints.
- (g) Every female cat or dog in heat shall be confined to a house or enclosure by the owner.

8. POUND:

- (a) The Council shall appoint a Poundkeeper who shall hold office at the pleasure of Council.
- (b) The Poundkeeper shall keep all impounded dogs and cats for a period of at least seventy-two (72) hours, excluding the day of impounding and such days when the Pound is not open to the public. During this period the owner may reclaim the dog or cat from the pound upon payment to the Town Office of the fees set out in Schedule "C" of this bylaw.

provisions of this section shall not apply with respect to that offence.

- (e) A person to whom a Notice of Violation is being issued pursuant to this section shall, upon request, provide their name and address. Any person who fails to provide this information is guilty of an offence and liable on summary conviction to the penalty contained in Section 12(a).

13. That Bylaw No. 492-2014 and 483-2012 is hereby repealed.

14. This bylaw shall come into force and take effect on the day of passage.



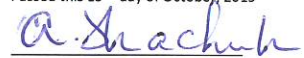
Mayor



Administrator



Certified a True and Correct Copy
of Bylaw No. 513-2019
Passed by Resolution of Council
Passed this 15th day of October, 2019


Anita Tkachuk, CAO

SCHEDULE "A"

Pursuant to Section 4-subsection d of Bylaw No. 513-2019 of the Town of Star City.

LICENCE FEES - DOGS and CATS - Effective January 1, 2020

- a) Castrated or Spayed\$15.00
- b) Non Spayed or Neutered.....\$30.00

SCHEDULE "B"
FINES

OFFENCE	SECTION	1 ST OFFENCE	2 ND OFFENCE	3 RD OFFENCE
Failure to licence an animal	Section 4	100.00	200.00	300.00
Allowing an animal to be at large	Section 5	100.00	200.00	300.00
Failure to comply with Cat Trap Agreement	Section 10	100.00	200.00	300.00
Allowing an animal to become a nuisance	Section 9	100.00	200.00	300.00
Failure to remove defecation	Section 9 b)	100.00	200.00	300.00
Exceeding the limit of animals on any one property	Section 4e	100.00	200.00	300.00
Failure to be in control of animal at all times	Section 7b	100.00	200.00	300.00

SCHEDULE ``C``

IMPOUNDMENT FEES

- First Impoundment in the calendar year \$40.00
- Second Impoundment in the calendar year \$80.00
- Third and Subsequent Impoundment in the calendar year..... \$200.00

For Each cat or dog impounded, plus the sum of \$20.00 per day for the care and keeping of the cat or dog.

SCHEDULE "D"
BYLAW NO. 513-2019
CAT TRAP PERMIT

TOWN OF STAR CITY

DATE: _____

The undersigned agrees to the following terms and conditions:

- to place the cat trap only on his/her property;
- to personally check the cat trap regularly where it has been set;
- in the event a cat is trapped, to immediately contact the PoundKeeper or the Town Office at 863-2282. The cat may be held until picked up by the Town Official. Where a cat is held, the undersigned is responsible for the humane treatment and shelter of the cat including feeding and watering.
- A captured cat should be left in the trap and placed in a shed, garage, basement or their place that is warm, dry and secure with a blanket placed over the trap to pacify the animal. do not attempt to remove an unfamiliar cat from the trap, this will be done by the Town Personnel.
- If the undersigned cannot comply with this condition, the trapped cat must be freed unharmed; ensure that no harm comes to any trapped cat while in his/her possession including exposure to inclement weather;
- any PoundKeeper may enter the property of the undersigned to ensure the trap is being used properly;
- to advise the Municipality of the ownership of any cat trapped, if known;
- to be responsible for the trap, including the cost of repair and replacement if damaged, lost or stolen.
- Cat traps are not to be used when the temperature falls below -10°C or rises above +30°C.
- **Traps must not be set on statutory holidays, after 4:00pm on Fridays or on weekends as the town office is closed.**

Address of intended location of trap: _____

I understand that the trap(s) may only be set on my private property, and I take full responsibility for the wellbeing of the animals that are caught within those trap(s).

Signature: _____ Witness: _____

Name of Complainant: _____

Address of Complainant: _____

Trap Returned: _____ Date: _____

Received By: _____

(Note: Traps must be returned within 7 days from date of this permit)

Form "A"
TOWN OF STAR CITY

NOTICE OF VIOLATION

WARNING

Number. : _____

Pet Tag Number _____

DETAILS OF VIOLATION

Date: _____
(Date of Issuance)

Time: _____ a.m. p.m.

FIRST OFFENCE **SECOND OFFENCE** **THIRD OFFENCE**

Name of Owner: _____

Address: _____

Description of Dog or Cat: _____

Location of Violation: _____

Violation: Section _____ Penalty: \$ _____

You are charged with violating Bylaw No. 513-2019 Section(s) _____.

The penalty for this violation is \$ _____.

This penalty is payable on or before _____.
(14 days after issuance)

If paid within 7 days from the date of issuance, the penalized amount will be reduced to \$ _____.

Designated Officer